



## PERALTA COMMUNITY COLLEGE DISTRICT

### REGULAR MEETING OF THE BOARD OF TRUSTEES

Tuesday, January 26, 2016

5:00 p.m. Closed Session

7:00 p.m. Public Session

333 East 8<sup>th</sup> Street

Oakland, CA 94606

**Welcome** to a meeting of the Peralta Community College District Board of Trustees. Meetings of the Peralta Community College District Governing Board are Broadcast Live on Peralta TV – Cable Channel 27 – Alameda and Berkeley, Cable Channel 28 – Oakland, Emeryville, and Piedmont. Listed agenda times are estimates. Live stream video of the meetings, agendas, minutes, and all open session reports and meeting materials are available for viewing on Granicus:

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

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

### AGENDA

**PUBLIC COMMENT ON CLOSED SESSION MATTERS (5:00 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 extend the appointment of Interim Dean of Special Programs and Grants, Berkeley City College.
- Recommendation to extend the appointment of Interim Vice President of Institutional Effectiveness, Laney College.
- Recommendation to appoint Dean of Workforce Development & Applied Sciences, Merritt College.
- Recommendation to appoint Interim Vice President of Student Services, Berkeley City College.
- Recommendation to approve the change in position title from Facilities Planning and Development Manager to Director of Facilities Planning and Development effective February 1, 2016. (The salary remains at Range 2.)

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.)

- Chancellor

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.)

**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\_.

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

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

**APPROVAL OF THE AGENDA** (Please state the Agenda Item Number and Identify the Issue) (7:02 P.M.)

At this time, Board members or the Chancellor may request to modify the agenda. Board members may request that items on the consent calendar be removed to be addressed separately on the Action Calendar. Subsequent to the approval of the consent calendar, the items removed from the consent calendar are discussed and voted on separately. Changes to the agenda are to be approved by a majority of the Board. The Board may move to the Action Calendar items with public speakers.



General Services  
Human Resources

Vice Chancellor Ikharo  
Vice Chancellor Largent

College Reports

Berkeley City College  
College of Alameda  
Laney College  
Merritt College

Interim President Johns  
President Blake  
President Webb  
President Ambriz-Galaviz

4. Board of Trustees' Reports

At this time, the Board of Trustees will report on matters related to attendance at conferences, professional affiliations, and community involvement directly related to their functions as Board members.

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

**PRESENTATIONS (7:45 P.M.)**

6. K to College (K2C) Presentation **Presenter: Chancellor Laguerre** (3 minutes)

7. Review of June 30, 2015 Annual Audit Report and Measure A Financial and Performance Audits (10 minutes) **Presenter: Heidi White – Vavrinek, Trine, Day & Co., LLP**

There will be a review of the June 30, 2015 Annual Audit report and Measure A Financial and Performance Audits.

8. Update on Information Technology Assessment Report (10 minutes) **Presenter: Chancellor Laguerre**

**CONSENT CALENDAR (8:08 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**

9. 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
Joyce Brown-Willis	Seattle, WA	March 6, 2016 – March 9, 2016
Laura Ruberto	New York, NY	April 28, 2016 – May 1, 2016

10. Consider Resolution 15/16-28 recognizing the Kindergarten Through Community College Public Education Facilities Bond Act of 2016 **Presenter: Board President Riley**

Consider Resolution 15/16-28 recognizing the Kindergarten through Community College Public Education Facilities Bond Act of 2016. The Chancellor recommends approval.

11. Consider approval between Memorandum of Understanding (MOU) for K to College and Peralta Community College District. **Presenter: Chancellor Laguerre**

Consider agreement between K to College (K2C) and the Peralta Community College District (PCCD). K2C is a tax-exempt non-profit corporation with the mission of efficiently addressing the unmet material needs of homeless and other impoverished children, and adults working towards self-sufficiency. K2C hereby agrees to use its best efforts to provide as many low-income PCCD students served by the Extended Opportunity Programs & Services program (EOPS), PUENTE Program, California Work Opportunity and Responsibility to Kids (CalWORK's) program, and/or other students experiencing verifiable financial hardship with as many computers, school supply kits, hygiene kits, and other materials as possible. K2C will inform the designated PCCD staff which students are eligible for all donated materials prior to delivery.

12. Consider approval of Resolution 15/16-29, Excusing Trustee Absence **Presenter: Board President Riley**

It is recommended that Trustees approve Resolution 15/16-29 excusing Trustee Handy from the January 5, 2016 Special Board meeting due to a personal matter. The Chancellor recommends approval.

13. Consider Resolution 15/16-22 Supporting the Brooklyn Basin Affordable Housing Project **Presenter: Chancellor Laguerre**

Consider Resolution 15/16-22 which supports the request by the Oakland Redevelopment Successor Agency for the California Department of Finance's final and conclusive determination that the Brooklyn Basin Affordable Housing Project is an "enforceable obligation". Such a determination will allow the Project, which will create 465 affordable housing units in the City of Oakland, to be funded. The Chancellor recommends approval

14. Consider Approval of an Independent Consultant Contract (ICC) with LA Jones & Associates for an amount not to exceed \$40,000 for community outreach services through June 30, 2016. **Presenter: Chancellor Laguerre**

LA Jones & Association will assist the Chancellor's office with specific community outreach efforts. LA Jones & Associates will assist in identifying and scheduling stakeholders for individual and group meetings to build and foster relationships to support the Peralta Community Colleges. LA Jones & Associates will develop sponsorship leads for 2016 Chancellor's Inauguration events. Consultant will outreach to stakeholders throughout the PCCD service area including: Elected and Appointed officials; leaders from the Business, Faith, Education K-12 and Higher Education, Corporate, Labor, Environmental, Technology and Non-Profit sectors to include youth and seniors.

## **EDUCATIONAL AND STUDENT SERVICES**

15. 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 November 2015" and "CIPD December 2015" contain course and program additions, changes and deactivations as approved by the colleges' curriculum committees and CIPD. The Chancellor recommends approval.

16. Request Board Approval for the addendum of the Independent Contractor/Consultant Contract (ICC) with Cynosure New Media, Inc at College of Alameda for a total of \$48,000 for FY 2015-16. **Presenter: President Blake**

Board Approval is requested for the addendum of the Independent Contractor/Consultant Contract (ICC) with Cynosure New Media, Inc. at College of Alameda for a total of \$48,000 for FY 2015-16. Cynosure New Media, Inc. provides all the translation and programming services for the localization of the on-line orientation program into four foreign languages such as Spanish, Mandarin Chinese, Arabic, and Vietnamese which will significantly support students to successfully matriculate for whom English is a second language. All Board approved contracts are subject to final negotiation and execution by the

Chancellor. The Chancellor recommends approval. **Funding Source: SSSP Funding.**

17. Consider approval of Independent Contractor/Consultant Agreement, PPL, Inc. for facility related services at Merritt College. **Presenter: President Ambriz-Galaviz**

Consider approval of Independent Contractor/Consultant Agreement, PPL, Inc. in the amount of \$45,000 to support the efforts of vacating Building D at Merritt College. Funding Source: General Unrestricted. The scope of work for PPL, Inc. provides facility coordination in support of vacating Building D. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: One time College Facilities Funds.**

18. Consider Approval of an Independent Consultant Contract (ICC) for Richard Grotegut. **Presenter: Vice Chancellor Orkin**

Approve an Independent Consultant Contract (ICC) for Richard Grotegut for an amount not to exceed \$34,000 for coordinating the 14-college Mobile Apps Consortium over the next 6-10 months. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval.

19. Consider Approval of an MOU with the Alameda Unified School District for the purpose of offering Peralta classes as dual enrollment classes at several of the Alameda High Schools. **Presenter: Vice Chancellor Orkin**

Approve the proposed MOU with Alameda Unified School District for the purpose of offering dual enrollment courses at Alameda High Schools in 2016. The Chancellor recommends approval.

20. Consider Approval of an MOU with the Berkeley Unified School District for the purpose of offering Peralta classes as dual enrollment classes at Berkeley High School. **Presenter: Vice Chancellor Orkin**

Approve the proposed MOU with Berkeley Unified School District for the purpose of offering dual enrollment courses at Berkeley High Schools in 2016. The Chancellor recommends approval.

21. Consider acceptance of Grant: Cooperating Agencies for Foster Youth Educational Support (CAFYES), administered by the California Community College Chancellor's Office. **Presenter: Vice Chancellor Orkin**

Accept \$4.5 million in grant funding over a three-year period. Grants are made to all four Peralta Colleges' EOPS programs to support additional services for foster youth. The Chancellor recommends approval.

22. Consider acceptance of a \$150,000 planning grant from the James Irvine Foundation Bridging the Gap Initiative. **Presenter: Vice Chancellor Orkin**

Consider acceptance of a \$150,000 planning grant from the James Irvine Foundation Bridging the Gap Initiative. The Chancellor recommends approval.

23. Accept and Update AB 104 Adult Education Block Grant. **Presenter: Vice Chancellor Orkin**

Accept a total of \$919,200 from California Adult Education Block Grant funds for the purpose of developing noncredit to credit programs with our partner Adult Schools, including the development of new, Career Development College Preparation (CDCP) noncredit courses at the Peralta Colleges. The Chancellor recommends approval.

24. Consider Approval of the Memorandum of Understanding (MOU) and Addendum with the Oakland Mayor's Office, Oakland Unified School District, East Bay College Fund and others to launch the Oakland Promise College Pathways Partnership. **Presenter: Vice Chancellor Orkin**

Consider approval of the Memorandum of Understanding (MOU) and Addendum with the Oakland Mayor's Office, Oakland Unified School District, East Bay College Fund and others to launch the Oakland Promise College Pathway Partnership. The Chancellor recommends approval.

25. Consider a Contract with Flying A Media for Spring 2016 Enrollment Campaign for Berkeley City College, College of Alameda, Laney College and Merritt College. **Presenter: Executive Director Heyman**

Consider approval of a contract for Flying A Media, a media buying company, for the Spring 2016 enrollment advertising campaign, consisting of the following elements: Outdoor billboards throughout the District service area, AC Transit bus and shelter ads on key routes and targeted cable television spots aimed at key demographic groups. The amount is not to exceed \$50,000. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: General Fund.**

26. Consider approval of contract with Bananas, Inc, to provide child care services for Berkeley City College's CalWORKs students in the amount of \$50,519.00.

Consider approval of contract with Bananas, Inc, to provide child care services for Berkeley City College's CalWORKs students in the amount of \$50,519.00. Bananas Inc, will provide child care services to CalWORKs students in the Academic Year 2015-2016. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: State Chancellor's CalWORKs program.**

## FINANCIAL SERVICES

27. Review of Purchase Order Report **Presenter: Vice Chancellor Little**

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 November 14, 2015 through January 8, 2016. 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.

28. Consider *Ratification* of the AP, Travel, and Consulting Contract Warrant Register **Presenter: Vice Chancellor Little**

Consider *ratification* of the AP, Travel, and Consulting Contract Warrant Register from November 14, 2015 through January 8, 2016. Recent AP, Travel and Consulting Contract warrant registers are brought to the Board for *ratification* purposes only. The Chancellor recommends *ratification*.

29. Consider Approval of Budget Transfer Report **Presenter: Vice Chancellor Little**

Consider approval of budget transfer report covering the period from November 14, 2015 through January 8, 2016. 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 8, 2015. The Chancellor recommends approval.

30. Consider Approval of Bank Signors Resolution No. 15/16-04 **Presenter: Vice Chancellor Little**

Consider approval of bank signors resolution no. 15/16-04 naming signers/key executives authorized to act on behalf of Peralta Community College District. Resolution No.15/16-04 delegates Dr. Jowel C. Laguerre, Mr. Ronald D. Little II, and Mr. David Yang as authorized signors with all banking institutions. The Chancellor recommends approval. **Funding Source: Not Applicable.**

31. Consider Approval of the Nonresident Tuition Fee Increase **Presenter: Vice Chancellor Little**

Consider approval of Resolution # 15/16-23 for the 2015-16 Nonresident Tuition Fee. Education Code Section 76140 requires the Board of Trustees to annually adopt the nonresident tuition fee for the next year by February 1st. Determination of this fee is based on the District's 2014-15 expense of education as prescribed under the Education code. It is recommended that the Board of Trustees approve the 2016-17 Nonresident Tuition Fee of **\$230.00** per semester unit. The worksheet used to arrive at the nonresident fee is attached. A statement noting that this fee will not be waived is included in the resolution. The Chancellor recommends approval.

32. Consider Approval of the Nonresident Capital Outlay Fee **Presenter: Vice Chancellor Little**

Consider approval of Resolution #15/16-24 for the 2016-17 Nonresident Capital Outlay Fee. In addition to the nonresident student tuition fee, it is recommended that an additional **\$6.00** per semester unit for capital outlay as allowed by Education Code 76141 (A). The Chancellor recommends approval.

33. Receive and File Peralta Community College District's June 30, 2015 Annual Audit Report **Presenter: Vice Chancellor Little**

Receive and File Peralta Community College District's June 30, 2015 Annual Audit Report. The June 30, 2015 annual audit report is being presented to the board of trustees for acceptance. This annual financial and compliance audit is a requirement under Education Code 84040 and provides for an examination of the District's annual financial statements to assess their fairness and reliability. The audit will be posted on the Budget and Finance website. The Chancellor recommends approval.

34. Receive and File 2014-15 Annual Measure A Financial and Performance Audit **Presenter: Vice Chancellor Little**

Receive and file Peralta Community College District's June 30, 2015 Measure A Financial and Performance Audit. The June 30, 2015 Annual Measure A Financial and Performance Audit is being presented to the Board of Trustees to review and file. This annual financial and performance audit is required under Proposition 39 and the resolution approved by the Board of Trustees authorizing Measure A. The Chancellor recommends approval.

35. Consider Approval Hanson Bridgett Contract Amendment **Vice Chancellor Little**

Consider approval to amend the contract for Hanson Bridgett by \$40,000. The previous contract amount was \$25,000. The new contract amount shall not exceed \$65,000. All Board approved contracts are subject to final negotiation and

execution by the Chancellor. The Chancellor recommends approval. **Funding Source: OPEB Reserve.**

36. Consider Approval Ferrilli Contract Amendment **Vice Chancellor Little**

Consider approval to amend the contract for Ferrilli by NTE \$24,900. The previous contract amount was \$80,000. The new contract amount shall not exceed \$104,900. The Ferrilli team performed a Peralta Community College District Technology Evaluation and discovered the absence of technology procedures, processes, or plans supporting PCCD to recover in the event of a disaster. Further, the Ferrilli team learned that currently there is no critical data stored off-site. This condition has placed the district in an unacceptable level of risk. In collaboration with the District IT Team, the Ferrilli team will develop a Basic On-Site Disaster Recovery Plan for the District's ERP system. Funding Source: General Fund Unrestricted. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: General Fund Unrestricted.**

37. Consider Approval to Ratify and Procure Telecommunication Consulting Services for District-Wide Cisco Unified Communications Manager (CUCM) and Network Systems. **Presenter: Associate Vice Chancellor Madlock**

Consider approval to ratify and procure telecom consulting services supporting the recent deployment of the District-Wide Voice Over Internet Protocol (VoIP) with telephony services from NE Systems in the not-to-exceed amount of \$70,000.00.

Approval of telecom support services will allow uninterrupted telephony services for District Offices, College of Alameda, Berkeley City College, Merritt College, and Laney College. The extent of the services are required until the District Telecommunication Systems Administrator position is filled permanently.

This is in support of the new Cisco Unified IP system, which requires a hi-tech skilled expert specializing in telecommunication protocols on the internet, along with supporting of an aging PBX (private branch exchange) legacy system, which no longer supports the increasing demands of the district.

The telecom specialist possess the ability to utilize Cisco Unified Call Manager in order to manage and perform systems "adds, moves, and changes" of phones and voice mailboxes. In order to further reduce costs, these functions will be performed by in-house staff in the near future. The services calls for maintenance of over 1,300 phones comprising of administrators, staff/faculty, and classroom phones.

All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Fund 02 (one time state funding).**

## HUMAN RESOURCES

38. 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
Anderson	Monique	1/27/16	6/30/16	Clerical Assistant II	L
Anderson	Tauheeda	1/27/16	6/30/16	Admissions & Records Clerk	M
Bouldin	Bria	2/1/16	6/30/16	Clerical Assistant II	B
Chao	Nickey	1/27/16	6/30/16	Senior Clerical Assistant	A
Culhane	Stephanie	1/27/16	6/30/16	Inst Asst I/DSPS	M
Galicia	Andrew	2/1/16	4/29/16	Senior Clerical Assistant	L
Koolmees	Natasha	1/27/16	6/30/16	Science Lab Tech/Biology	L
Manento	Daudi	1/27/16	6/30/16	Science Lab Tech/Biology	L
Owens	Samuel	1/27/16	6/30/16	Inst Asst/Machine Technology	L
Pace	Glenn	1/27/16	6/30/16	Staff Asst/Business Services	L
Ramirez	Jorge	2/22/16	6/29/16	Student Employment Spec	M
Ross	Lakesha	1/27/16	6/30/16	Inst Asst I/DSPS	M
Sagara	Bryan	1/27/16	6/30/16	Duplicating Services Tech	B
Selph	Jacob	1/27/16	5/27/16	Inst Asst/Diesel Mechanics	A
Shankar	Aleksandra	2/1/16	4/29/16	Senior Clerical Assistant	L
Villsana	Angela	1/27/16	4/27/16	Academic Suppt Services Spec	B
Wen	Lingshan	1/27/16	6/30/16	Science Lab Tech/Chemistry	A
Wilkes	Deborah	2/8/16	4/29/16	Senior Clerical Assistant	L

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

## FACILITIES

39. Consider Approval to Enter into a Professional Agreement with Coffman Engineers for Laney College and Merritt College Parking Lot Design Services (RFP 15-16/03). **Presenter: Vice Chancellor Ikharo.**

Approval is requested to enter into an agreement with Coffman Engineers for Parking Lot Design Services for Laney College and Merritt College (RFP 15-16/03), in an amount not-to-exceed \$77,000. Coffman Engineers will provide a full design, estimating and construction administration services for improvements on two existing parking lots at Laney College and Merritt College. A formal Request for Proposals (RFP) was advertised in a publication of general circulation on October 13, 2015 and October 20, 2015. The Purchasing Department received

five (5) proposals from qualified firms with parking lot design experience. The responses to the RFP were evaluated based on criteria identified in the RFP.

VENDORS	EVALUATION SCORES	LOCATION
Coffman Engineers	251	Oakland, CA
Bellicci	249	Alameda, CA
BKF	234	Oakland, CA
Sandis	204	Oakland, CA
Magdave	Non-Responsive	Oakland, CA

A project screening committee used the “best value” procurement methodology for evaluation of vendor’s proposals. As a result, Coffman Engineers received the highest points of 251. Coffman Engineers is a privately held company founded in 1979. Jeffrey Webb is the General Manager of the Oakland, California office. Board contract approval is subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A.**

- 40. Consider Approval of Resolution 15/16-25 to Accept the Bid and Award a Contract to W.E. Lyons Construction Company for the Laney College Tower Interior Modifications (Bid No. 15-16/11). **Presenter: Vice Chancellor Ikharo.**

Approval is requested to Accept the Bid and Award a Contract to W.E. Lyons Construction Company for the Laney College Tower Interior Modifications (Bid No. 15-16/11), in the amount not-to-exceed \$210,800. W.E. Lyons Construction Company will construct several Laney College Tower interior improvements. At the lobby level, a new glass wall enclosure protecting the lobby reception desk will be built and a new ceiling with new light fixtures will be installed in the lobby mailroom. In the basement, the staff restroom will be completely renovated and upgraded to current ADA standards. In addition, the basement storage rooms will receive a new floor finish and ADA accessible ramp.

In compliance with the District’s Purchasing Procedures, a formal request for bid was conducted for this project, and a bid opening was held on December 10, 2015. A total of three (3) bids were received, as follows:

CONTRACTOR	LOCATION	TOTAL BID
<b>W.E. Lyons Construction</b>	<b>Walnut Creek, CA</b>	<b>\$210,800.00</b>
On Point Construction	Burlingame, CA	\$271,440.00
Done Right Construction	Livermore, CA	Non-Responsive

lowest responsible and responsive bid was submitted by W.E. Lyons Construction, in the amount of \$210,800. This project requires the contractor to sign a Letter of Assent (LOA), agreeing to work under the terms of the District’s Construction Project Labor Agreement (PLA). Additionally, the contractor will comply with

California prevailing wage laws applicable to the project. W.E. Lyons Construction has been in business since 1926 and has been owned and managed by the Lyons family for three generations. Greg Lyons is the President of the company. The firm is registered with the California Department of Consumer Affairs – Contractors State License Board (no. 180607 A.B1). Board contract approval is subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A.**

- 41. Consider Ratification of a Chancellor Approved Contract to Kaelin Construction Inc. for the Installation of Chemistry Fume Hoods and Associated Ductwork Modifications at the College of Alameda (Bid No. 15-16/16). **Presenter: Vice Chancellor Ikharo.**

*Ratification* is requested for a Chancellor approved construction agreement with Kaelin Construction Inc. for the Installation of Chemistry Fume Hoods at the College of Alameda (Bid No. 15-16/16), the amount not-to-exceed \$82,889. The College made an urgent request to expand the facilities available for chemistry instruction in Spring 2016 at the main campus by re-using the suite of rooms at Building D which were underutilized when the chemistry program moved to the new facility at 860 Atlantic. This contract installs chemistry fume hoods and chemical storage cabinets procured separately by the District and modifies existing ductwork to improve exhaust for chemical storage.

The base bid of \$82,889 will pay for the majority of the construction work, comprising of installation of equipment and duct modifications.

In pursuant to the District’s Purchasing Procedures, the Purchasing Department conducted a formal competitive solicitation. Although, the additional outreach was made to six (6) firms that specialize in this type of construction work, only one (1) contractor (Kaelin Construction Inc.) attended the mandatory pre-proposal meeting. As a result total of one (1) bid was received, as follows:

VENDORS	Bid	LOCATION
Kaelin Construction Inc.	\$82,889	Pleasanton, CA

The lowest responsible and responsive bid was submitted by Kaelin Construction Inc., in the amount of \$82,889. The award amount is consistent with the approved project budget, engineering cost estimate, and the approved project funding. Mitch Kaelin, the president of company specializes in construction services for life sciences facilities. Board contract approval is subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A.**

42. Consider Approval to Enter into a Professional Agreement with Noll & Tam Architects and Planners to Provide Architectural Design Services to Modernize the New Berkeley City College Annex Located at 2118 Milvia Street, Berkeley (RFQ No. 15-16/04). **Presenter: Vice Chancellor Ikharo**

Approval is requested to enter into an agreement with Noll & Tam Architects and Planners to provide architectural design services to modernize the property located at 2118 Milvia Street, Berkeley, in the amount not-to-exceed \$1,179,242. The consultant's services will include programming, schematic design, design development, construction documents, bidding, construction administration as well as DSA closeout.

In compliance with the District's Purchasing Procedures a competitive solicitation for proposals was conducted to procure this professional service. Twenty-eight (28) design professionals participated in the facility walk-through. From these twenty-eight professionals, five (5) design teams were invited to interview on January 5, 2016 with the Architectural Selection Committee: Aetyptic, WLC Architects, Calpo Hom & Dong, Brick, and Noll & Tam. The project screening committee evaluated the five (5) proposals submitted by the firms based on the criteria in the RFQ, using the "best value" procurement methodology. The following is the evaluation result.

CONSULTANTS	EVALUATION SCORES	LOCATION
Noll & Tam Architects and Planners	461	Berkeley, CA
Brick	452	Emeryville, CA
Calpo Hom & Dong	434	Sacramento, CA
WLC Architects, Inc.	396	Berkeley, CA
Aetyptic	395	San Francisco, CA

Noll & Tam received the highest points of 461 and was selected to serve as the Architect of Record for the duration of this project by the committee. The company is local firm located in Berkeley. The principals of the firm are Christopher Noll, Janet Tam, Merideth Marschak, and Norma Ochoa. Board contract approval is subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A.**

43. Consider Approval of Resolution 15/16-26, Acceptance of Completed Work and Release of Retention for the Laney College Reroofing Projects (Bid No. 14-15/35), Joseph Murphy Construction Inc. **Presenter: Vice Chancellor Ikharo**

Approval is requested of Resolution 15/16-26 to Accept Laney College Reroofing Projects (Bid No. 14-15/35) as complete, release of retention, and increase the contract time of sixty-two (62) calendar days to December 4, 2015. A contract was awarded to Joseph Murphy Construction in the amount of \$243,953 at the June 9, 2015 Board Meeting for the Reroofing of the Laney Forum and Child Care Buildings. Change order No. 1 of \$5,363 is 2.2% of the original contract amount,

for the repair of the substrate to the Laney Child Care facility was approved on October 6, 2015.

The project is now complete and staff is recommending acceptance of the project and release of the 5% retention (\$12,733.86). The Notice to Proceed was issued to the contractor on August 4, 2015, with a substantial completion date of August 30, 2015 and a final completion date of September 8, 2015. An increase in the contract time by six-two (62) calendar days to December 4, 2015 was approved due to a long lead item and manufacturer inspection for release of the warranty. The Chancellor recommends approval. **Funding Source: General Fund.**

## ACTION 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.

### 44. Consider CCCT Board Nomination **Presenter: Board President Riley**

Consider Board Nominations for CCCT Board. From January 1 through February 16, 2016, nominations for membership for the CCCT board will be accepted in the Community College League of California office. Nominations are to be made by member District Board of Trustees, and each District may nominate only members of its Board.

## ANNOUNCEMENTS

## ADJOURNMENT

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested persons must request the accommodation at least 48 hours prior to the meeting to the Board Clerk, Chancellor's Office, 333 East 8<sup>th</sup> Street, Oakland, CA, (510) 466-7203, [bmartinez@peralta.edu](mailto:bmartinez@peralta.edu) at least 48 hours prior to the meeting.