



BOARD OF TRUSTEES  
OF THE  
PERALTA COMMUNITY COLLEGE DISTRICT  
MINUTES  
JANUARY 26, 2016

**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\_.

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

Absent: Student Trustee Hyche.

**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 extend the appointment of Tanya Moore as Interim Dean of Special Programs and Grants, Berkeley City College, from January 30, 2016 through March 31, 2016 at \$120,405 annually.

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

2. Recommendation to extend the appointment of Marilyn Whalen as Interim Vice President of Institutional Effectiveness, Laney College, from February 2, 2016 through June 30, 2016 at \$153,242 annually.

AYES: 6      NOES: 0      ABSTAIN: 1(Yuen)      ABSENT: 0

3. Recommendation to appoint Rosemary Delia as Dean of Workforce Development & Applied Sciences, Merritt College, from January 27, 2016 through January 30, 2017 at \$125,876 annually.

AYES: 6      NOES: 0      ABSTAIN: 1 (Yuen)      ABSENT: 0

4. Recommendation to appoint Josefina Baltodano as Interim Vice President of Student Services, Berkeley City College, from February 1, 2016 through May 31, 2016 at \$153,242 annually.

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

5. Reassignment of Trudy Walton Keys to the position of Vice-President of Student Services/Special Projects effective February 1, 2016.

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 Bonilla, second by Trustee Withrow to approve the Agenda with the following amendments:

- Under Public Employee Appointments, the agenda item "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" has been removed from the agenda and will return to a future board meeting.

- Item 37 has been removed from the agenda.

AYES: Trustee Bonilla, Trustee Gonzalez Yuen, Trustee Gulassa, Trustee Handy,

Trustee Withrow, Trustee Riley, and Trustee Brown.  
NOES: None  
ABSTAIN: None  
ABSENT: None

The motion passed.

#### **AWARDS (7:03 P.M.)**

#### **APPROVAL OF THE MINUTES (7:05 P.M.)**

1. Consider Approval of the regular Board meeting Minutes of December 8, 2015. Consider approval of the regular Board meeting Minutes of December 8, 2015. The minutes are posted on Granicus.

#### Minutes

MOTION: Motion by Trustee Bonilla, second by Trustee Gulassa to approve the regular Board meeting Minutes of December 8, 2015. The minutes are posted on Granicus.

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

The motion passed.

**PUBLIC COMMUNICATION (7:06 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 Jaramillo, PFT President, provided updates on union negotiations.

**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 Michael, ASLC (Associated Students of Laney College), provided student council updates.

3. Chancellor's Reports Chancellor's Report Dr. Jowel C. Laguerre Chief of Staff Dr. Yashica J. Crawford

Chancellor Laguerre recognized former Berkeley City College President Dr. Deborah Budd for her service to Peralta. Chancellor Laguerre also welcomed Dr. Yashica Crawford, Chief of Staff and Interim Berkeley City College President Krista Johns.

### **Berkeley City College Interim President Johns**

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

Dr. Blake introduced and acknowledged the Alameda Science and Technology Institute which is an early college high school program. They were recognized in 2015 as an exemplary performing high school and presented the District and Board with a flag and plaque to honor their recognition.

### **Laney College President Webb**

### **Merritt College President Ambriz-Galaviz**

Dr. Ambriz-Galaviz provided an update on their intent on applying for a grant.

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

Trustee Brown welcomed our new staff additions to the Peralta team and several trustees will be attending the CCLC conference.

Trustee Handy will be attending the CCLC conference and attended the convocation for College of Alameda.

Trustee Bonilla attended Flex Day at Laney College and will also be attending the CCLC Conference.

Trustee Gualssa will be attending a meeting with CEO's and Trustees of the State and putting together legislation and will also be attending the CCLC Conference in Sacramento.

Trustee Gonzalez Yuen welcomed Interim Berkeley City College President Johns to the District and shared a few words about former Berkeley City College President Deborah Budd. Trustee Gonzalez Yuen is also hosting a Campus Camp Wellstone Advocacy Training at DeAnza College.

Student Trustee Abuyen welcomed the new staff additions and attended Flex Day at Laney College.

Trustee Withrow will be attending the Legislative CCLC Conference in Sacramento as well as the ACCT Legislative Conference in Washington, D.C.

5. District Academic Senate Report Presenter: DAS President Cleavon Smith PRESENTATIONS (7:45 P.M.)

#### Report

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.

#### Background Material

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.**

MOTION: Motion by Trustee Withrow, second by Trustee Gulassa to approve Consent Calendar Items 1 - 36 and 38 - 44.

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

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

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

#### Background Material

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.

#### [Background Material](#)

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.

#### [Background Material](#)

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

#### [Background Material](#)

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.

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

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

### **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.

[Background Material 1](#)

[Background Material 2](#)

[Background Material 3](#)

[Background Material 4](#)

[Background Material 5](#)

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.

[Background Material 1](#)

[Background Material 2](#)

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.

[Background Material](#)

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.

[Background Material 1](#)

[Background Material 2](#)

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.

[Background Material 1](#)

[Background Material 2](#)

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.

[Background Material](#)

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.

[Background Material](#)

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.

[Background Material](#)

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.

[Background Material](#)

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.

[Background Material 1](#)

[Background Material 2](#)

[Background Material 3](#)

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.

[Background Material 1](#)

[Background Material 2](#)

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.

[Background Material](#)

**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.

[Background Material 1](#)

[Background Material 2](#)

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.

[Background Material](#)

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.

[Background Material 1](#)

[Background Material 2](#)

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.

[Background Material 1](#)

[Background Material 2](#)

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.

[Background Material 1](#)

[Background Material 2](#)

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.

[Background Material 1](#)

[Background Material 2](#)

[Background Material 3](#)

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.

[Background Material](#)

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.

#### Background Material

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.

#### Background Material

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.

#### Background Material

**Agenda Item 37 was removed from the agenda.**

### **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    |
| Bouldin   | Bria       | 2/1/16       | 6/30/16  | Clerical Assistant II          | B    |
| 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  | Wen        | 1/27/16      | 6/30/16  | Science Lab Tech/Chemistry     | A    |
| Wilkes    | Deborah    | 2/8/16       | 4/29/16  | Senior Clerical Assistant      | L    |
- 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

#### Background Material

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:

W.E. Lyons Construction Walnut Creek, CA \$210,800.00 On Point Construction Burlingame, CA \$271,440.00 Done Right Construction Livermore, CA Non-Responsive The 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.

#### Background Material

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.

[Background Material 1](#)

[Background Material 2](#)

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: Aetyptyic, 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.

[Background Material](#)

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.

[Background Material](#)

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.

[Background Material 1](#)

[Background Material 2](#)

[Background Material 3](#)

[Background Material 4](#)

MOTION: Motion by Trustee Withrow, second by Trustee Bonilla to approve Agenda Item 44. Consider CCCT Board Nomination

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

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

Trustee Gonzalez Yuen is thrilled that Trustee Gulassa is representing us for the CCCT Board.

**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.**

**ANNOUNCEMENTS**

- 1. The next regular Board meeting will be held on February 23<sup>rd</sup> at the District Offices.**
- 2. The Board wishes our students a wonderful semester**
- 3. The Board extends sympathy to Vice Chancellor Little upon the passing of his mother.**

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