



BOARD OF TRUSTEES
OF THE
PERALTA COMMUNITY COLLEGE DISTRICT
MINUTES
SEPTEMBER 27, 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.

*** R. Young v. Peralta Community College District, Case No. 14-cv-05351-JD. * Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (1 cases) Public Employee Appointment (Government Code Section 54957) * Recommendation to appoint the Vice President of Student Services, Laney College. * Recommendation to appoint the Interim Associate Dean of Educational Success, College of Alameda (grant funded). * Recommendation to appoint the Interim Associate Dean of Educational Success, Merritt College (grant funded). * Recommendation to appoint the Interim Director of Student Activities and Campus Life, Berkeley City College. 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**

OPEN SESSION (7:00 P.M.)

PLEDGE OF ALLEGIANCE

ROLL CALL Trustees Bonilla Pr_Ab_, Brown, Pr_Ab_, González Yuen Pr_Ab_, Gulassa Pr_Ab_, Handy Pr_Ab_, Riley Pr_Ab_, Withrow Pr_Ab_, and Student Trustee Cruz Pr_Ab_ and Student Trustee Price Pr_Ab_.

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

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 appoint Phillip King as Vice President of Student Services, Laney College, effective October 17, 2016 through June 30, 2018 at \$153,242 annually.

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

2. Recommendation to appoint Paula Armstead as Interim Associate Dean of Educational Success (grant funded), College of Alameda, effective September 28, 2016 through June 30, 2017 at \$98,513 annually.

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

3. Recommendation to appoint Tiffany Taylor as Interim Director of Student Activities and Campus Life, Berkeley City College effective October 13, 2016 through June 30, 2017 at \$98,513 annually.

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

4. Recommendation to appoint Maria Spencer as Interim Associate Dean of Educational Success (grant funded), Merritt College, effective September 28, 2016 through June 30, 2017 at \$98,513 annually.

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

APPROVAL OF THE AGENDA (Please state the Agenda Item Number and Identify the Issue) (7:05 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 Riley, second by Trustee Bonilla to approve the September 17, 2016 agenda with the following amendments:

Agenda Items 18 and 19 were removed from the agenda.

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

NOES: None

ABSTAIN: None

ABSENT: and Trustee Gulassa.

The motion passed.

APPROVAL OF THE MINUTES (7:07 P.M.)

1. Consider Approval of the Board Minutes of September 13, 2016. Consider approval of the Board Minutes of September 13, 2016. The minutes are posted on Granicus.

Minutes

MOTION: Motion by Trustee Bonilla, second by Trustee Gonzalez Yuen to approve the Board Minutes of September 13, 2016. The minutes are posted on Granicus.

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

NOES: None

ABSTAIN: None
ABSENT: and Trustee Gulassa.

The motion passed.

PUBLIC COMMUNICATION (7:08 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 Greenspan spoke on fiduciary responsibility.

Speaker Jaramillo, President, PFT, voiced his concerns with increased administrative hiring.

Speaker Doyle discussed the dire need of enrollment.

Speaker Shaughnessy spoke on her concerns with administrative hiring and the treatment of faculty.

Speaker Taylor donated his time to Speaker Shaughnessy.

Speaker Brown spoke on labor negotiations. Forcing departments like culinary to self fund and increase in push in distance education.

Speaker Bankhead donated time to Speaker Brown.

Speaker Caballero voiced concerns over part-time faculty not being valued.

Speaker Johnson voiced concerns over faculty not being valued.

Speaker Stark discussed challenges that faculty has with distance education.

Speaker Slaughter addressed low enrollment and a glitch in the system when trying to enroll in classes.

Speaker Fisher, second year culinary student at Laney College, expressed concerns with kitchen functionality issues.

Speaker Senior, second semester culinary student at Laney College, expressed concerns with Laney Culinary.

Speaker Taos spoke in support of faculty.

Speaker Mahabir, part-time faculty representative for PFT discussed the issue of salary equity.

REPORTS (7:23 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 Eugenio, College of Alameda, provided student government updates.

Speaker Slaughter, Laney College, provided student government updates.

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

[Dual Enrollment Executive Summary](#)

[Dual Enrollment Classes](#)

[Distance Education Board Report](#)

[Canvas Information - Board Report](#)

Trustee Brown asked Dr. Luis Pedraja if we are incorporating Ed Code provisions on remedial courses in dual enrollment classes? Dr. Pedraja says they are working on developing these classes and working to expand those classes that are offered to different districts.

Trustee Bonilla suggested that in addition to the dual enrollment report, it would be helpful to see what type of capacity we think we are working at with the school district and beyond. It would be good to have framework on what the capacity is to build on with OUSD. Dr. Pedraja says he is working on strategies and is in conversations with other universities and to create those pathways and track all of the data.

Berkeley City College Ms. Rowena Tomaneng

College of Alameda Dr. Frances White

Laney College Dr. Patricia Stanley

Merritt College Dr. Marie-Elaine Burns

4. Board of Trustees' Reports At this time, members of 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 a reception by USS hornet that facilitates the hiring of veterans. With the election coming up and Proposition 55 on the agenda, Trustee Withrow would like to bring attention to Propostion 51.

Student Trustee Cruz attended the Congressional Black Caucus in Washington DC.

Trustee Gonzalez Yuen discussed a resolution to encourage voter registration project.

Trustee Bonilla attended a conference that discussed how to improve our CTE programs to better serve the students here and talked about aligning our resources closer with CTE.

Trustee Handy had an opportunity to attend the Congressional Black Caucus in Washington DC.

Student Trustee Price attended the Congressional Black Caucus in Washington DC.

5. Peralta Classified Senate Report Presenter: PCS President Timothy Brice

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

CONSENT CALENDAR (7:55 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 Gonzalez Yuen, second by Trustee Withrow to approve Consent Calendar Agenda Items 1 - 17.

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

NOES: None

ABSTAIN: None

ABSENT: and Trustee Gulassa.

The motion passed.

BOARD MATTERS

7. Consider approval of Resolution 16/17-08, Excusing Trustee Absence Presenter: Board President Riley It is recommended that Trustees approval Resolution 16/17-08 excusing Trustee Bonilla from the September 13, 2016 Board meeting due to illness. The Chancellor recommends approval.

[Background Material](#)

8. Consider approval of Resolution 16/17-09, Excusing Trustee Absence Presenter: Board President Riley It is recommended that Trustees approval Resolution 16/17-09 excusing Trustee Handy from the September 13, 2016 Board meeting due to business. The Chancellor recommends approval.

[Background Material](#)

9. Consider approval of Resolution 16/17-11, Excusing Student Trustee Absence Presenter: Board President Riley It is recommended that Trustees approval Resolution 16/17-11 excusing Student Trustee Price from the September 13, 2016 Board meeting due to business. The Chancellor recommends approval.

[Background Material](#)

10. Consider approval of Resolution 16/17-12, Excusing Student Trustee Absence Presenter: Board President Riley It is recommended that Trustees approval Resolution 16/17-12 excusing Student Trustee Cruz from the September 13, 2016 Board meeting due to business. The Chancellor recommends approval.

[Background Material](#)

11. 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 Barbara Widhalm Tacoma, WA October 19, 2016 - October 24, 2016

[Background Material](#)

12. Consider approval of Resolution 16/17-10 to encourage California Community Colleges to participate in the California Students Vote Project. Presenter: Trustee González Yuen Consider approval of Resolution 16/17-10 to encourage California Community Colleges to participate in the California Students Vote Project. The Chancellor recommends approval.

[Background Material 1](#)

[Background Material 2](#)

13. Consider Approval of Retainer Agreement for an amount not-to-exceed \$150,000 with Ericka Curls-Bartling of Curls Bartling, P.C. to provide General Counsel Services for 2016-2017. Presenter: Chancellor Laguerre Consider Approval of Retainer Agreement for an amount not-to-exceed \$150,000 with Ericka Curls-Bartling of Curls Bartling P.C. at the discounted rate of \$265.00 an hour, \$250.00 attorneys with ten (10) or more years of experience, \$235.00 an hour for attorneys with less than ten (10) years of experience, and \$120.00 for paralegals. While this agreement will stay in place until terminated by either party, the rates set forth above will remain in effect through June 30, 2017. After that date the firm is authorized to annually increase its rates by the amount of the increase in the California consumer price index (CPI) for the prior 12 months. All Board recommended contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: General Funds.

[Background Material 1](#)

[Background Material 2](#)

14. Consider Approval of a Contract and Purchase with NetXperts through a Foundation for California Community College Administrative Services Agreement (CB 15-013) to upgrade the Voice over IP (VoIP) telephone system and to refresh the Local Area Network (LAN) to include the procurement, installation, and programming of all equipment and to provide a fully operational network at Laney

College in the amount not-to-exceed \$1,800,000.00. Presenter: Chancellor Laguerre Education Code Section 20654 provides that in an emergency when any repairs, alterations, work, or improvement to any facility of the college, or to permit the continuance of existing college classes, or to avoid danger to life or property, the Board may by unanimous vote contract in writing or otherwise on behalf of the District for the performance of labor and furnishing of materials or supplies for the purpose without advertising for or inviting bids. The Laney College computer networks and phone system continue to fail intermittently. As a result of these occurrences, the Laney College entire computer and phone network is in danger of further property loss and constitutes a hindrance to the continuance of existing classes and daily operations; and Pursuant to the Education Code, this Board finds, for the reasons set forth above that a dire emergency exists as a result of the Laney College network failure, an immediate corrective action is required to mitigate further loss of District property and continuance of existing classes and daily operations.

[Background Material](#)

- 15. Consider approval of the agreement between Randolph Belle and Laney College for professional communications/graphic design related consultation services. Presenter: Interim President Stanley

[Background Material 1](#)

[Background Material 2](#)

Laney College requests the Peralta Board of Trustees approve a contract in the amount of \$30,000 for consulting contract between Randolph Belle Consulting Services and the Peralta Community College District for the professional communications related consultation services of Randolph Belle. The contract completion date is December 31, 2016.

The consultant will be contracted to provide the communications-related, graphic design and photography services for Laney College (see attached scopes of work). Deliverables associated with this contract include: College Catalog, College class listings, programs for the Graduation and Honors & Awards Banquet, programs for other misc. college events, institutional collateral materials used for outreach and in reach, College advertisements, College event flyers, photography, etc. Board contract approval is subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: General Funds.

HUMAN RESOURCES

- 16. 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 Brune James 10/3/16 6/30/17 Master Interpreter All Dones Mary Ann 9/28/16 12/22/16 Inst Asst IV/DSPS L Gebre Roseanne 9/28/16 6/30/17 Program Spec/Outreach B Herbert Yusef 10/28/16 3/26/17 Executive Asst/Finance D Idrisova Sarinaz 10/3/16 6/30/17 Staff Asst/Admin (General) L Jones Donna 9/28/16 6/30/17 Staff Asst/Admin (Grants) A Lee Kenneth 9/28/16 6/30/17 Inst Asst/Machine Technology L McWhorter Quentin 9/28/16 5/26/17 Inst Asst/EMT M Oliver Carl 9/28/16 6/30/17 Principal Clerk L Ramirez Jorge 9/28/16 1/13/17 Inst Asst IV/DSPS L Thompson Darrah 10/14/16 6/30/17 Clerical Assistant I L Vilchis-Lent Leticia 9/28/16 2/2/17 Principal Accounting Tech L "The District has complied with the applicable provisions of the Education Code"

17. Consider approval to increase an existing professional services agreement with Renne Sloan Holtzman and Sakai, LLP by \$50,000. Presenter: Vice Chancellor Largent Consider approval to increase an existing professional services agreement (ICC#16128) with Renne Sloan Holtzman and Sakai, LLP by \$50,000 to provide investigative services to the Office of Employee Relations in responding to complaints regarding discrimination and harassment. The current contract amount is \$25,000. The new contract amount will be \$75,000, and the District anticipates using the services of Renne Sloan Holtzman through June 30, 2017. The Chancellor recommends approval.

[Background Material](#)

FACILITIES

Agenda Item 18 was removed from the agenda

Agenda Item 19 was removed from the agenda

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 at least 48 hours prior to the meeting.

1. The next regular Board meeting will be held on October 11th in the District Boardroom.
2. The Board sends sympathy to our Chief of Staff, Dr. Yashica Crawford upon the passing of her father, Jimmy Dandridge. The Board meeting will be adjourned in his memory.

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