REGULAR MEETING OF THE BOARD OF TRUSTEES (Tuesday, December 12, 2017)
Generated by Brenda Martinez on Thursday, December 14, 2017

Members present
Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

1. PUBLIC COMMENT ON CLOSED SESSION ITEMS

2. CLOSED SESSION
Information: 2.1 Conference with Labor Negotiator Largent, Peralta Federation of Teachers, Local 39, and SEIU 1021 (Government Code § 54957.6)

Information: 2.2 Conference with Legal Counsel, Multiple Cases: (Government Code § 54956.9)

Information: 2.3 Public Employee Appointment (Government Code Section 54957)

3. OPEN SESSION

Procedural: 3.1 Pledge of Allegiance

Procedural: 3.2 Roll Call
Information: 3.3 Report of Action Taken in Closed Session

At tonight’s closed session, the Board voted to ratify the appointment of the following public employee contracts, which is subject to contractual agreement by the Chancellor:

1. Recommendation to appoint David Lee as Director of AANAPISI Program, Laney College, effective December 13, 2017 through June 30, 2020 at $101,991 annually.

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

2. Recommendation to appoint Vicki Ferguson as Vice President of Student Services, Laney College, effective January 3, 2018 through June 30, 2020 at $152,985 annually.

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

3. Recommendation to appoint Aja Butler Director of Student Activities and Campus Life, College of Alameda, effective January 3, 2018 through June 30, 2020 at $113,322 annually.

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

4. Recommendation to appoint Paula Armstead as Associate Dean of Educational Success, (Grant Funded), College of Alameda, effective January 3, 2018 through June 30, 2020 at $107,656 annually.

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

5. Recommendation to appoint Richard Ramos as Dean of Allied Health & Public Safety, Merritt College, effective January 3, 2018 through June 30, 2020 at $130,320 annually.

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

6. Recommendation to appoint Don Miller as Vice President of Instruction, College of Alameda, effective January 8, 2018 through June 30, 2020 at $147,319 annually.

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

7. Recommendation to appoint Trudie Giordano as Interim Director of Workforce Systems, College of Alameda, effective December 13, 2017 through June 30, 2018 at $101,991 annually.

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

8. Recommendation to ratify the Chancellor’s approval to appoint John (Cody) Pelletier as
Interim Benefits Manager, District Office, effective December 1, 2017 through June 30, 2018 at $101,991 annually.

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

9. Recommendation to extend the appointment of Carylon Tyler as Interim Project Manager, Maintenance & Operations, District Office from January 1, 2018 through June 30, 2018 at $113,322 annually.

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

10. Recommendation to extend the appointment of Tamika Brown as Interim Assistant Vice Chancellor of Enrollment Management, District Office, effective January 1, 2018 through June 30, 2018 at $135,987 annually.

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

11. Recommendation to extend the appointment of Chungwai Chum as Interim Director of Business & Administrative Services, Laney College, effective January 1, 2018 through March 31, 2018 at $124,655 annually.

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

12. Recommendation to extend the appointment of Ann Elliott as Interim Dean of Liberal Arts & Social Sciences, Merritt College, effective January 1, 2018 through May 31, 2018 at $124,655 annually.

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


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

14. Recommendation to extend the appointment of Kyuyong Lee as Interim Director of Enterprise Services, District Office, effective January 1, 2018 through March 31, 2018 at $135,987 annually.

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

15. Recommendation to extend the appointment of Maria Spencer as Interim Associate Dean of Educational Success, (Grant Funded), Merritt College, effective January 1, 2018 through June 30, 2018 at $107,656.
AYES: 7 NOES: 0 ABSTAIN: 0 ABSENT: 0

16. Recommendation to extend the appointment of Thomas Torres-Gil as Interim Director of International Services & Student Support, District Office, effective January 1, 2018 through June 30, 2018 at $124,655.

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

17. Recommendation to extend the appointment of Andre Payne Singleton as Interim Associate Dean of Educational Success, (Grant Funded), Berkeley City College, effective January 1, 2018 through January 31, 2018 at $113,322.

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

18. Recommendation to extend the appointment of Sui Song as Interim Budget Director, Workforce Development & Continuing Education (WDCE), (Grant Funded), District Office, effective February 1, 2018 through June 30, 2018 at $113,322.

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

19. Recommendation to appoint Kuniko Hay as Vice President of Instruction, BCC, effective January 18, 2018 through June 30, 2020 at $164,318.

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

20. Recommendation to appoint Romaneir Johnson as Vice Chancellor for Finance & Administration, District Office, effective January 8, 2018 through June 30, 2020 at $192,649 annually.

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

21. Recommendation to extend the appointment of Christine D. Williams as the Interim Vice Chancellor of Finance & Administration, District Office, effective January 1, 2018 through February 28, 2018 at $192,649 annually.

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

Action: 3.4 Approval of the Agenda
Recommend Approval of the Agenda with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action: 3.6 Annual Organizational Meeting

Action: 3.7 Approval of the Minutes

Information: 3.8 Associated Student Government Reports

Information: 3.9 District Academic Senate Report

Information: 3.10 Peralta Classified Senate Report

Information: 3.11 Chancellor's Reports
Information: 3.12 Public Communication

4. PRESENTATIONS

5. CONSENT CALENDAR - BOARD MATTERS
Action (Consent): 5.1 Consider Approval of Final Reading on Proposed Board Policies.
Presenter: Chancellor Laguerre
Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Motion to approve Agenda Item 5.2

Motion by Bill Withrow, second by William Riley.
Motion Carries
Action (Consent): 5.3 Consider Ratification of Out of State Travel pursuant to Board Policy 7400. Presenter: Chancellor Laguerre
Resolution: Consider ratification of Out of State Travel pursuant to Board Policy 7400 for the following:

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

6. CONSENT CALENDAR - ACADEMIC AFFAIRS

Action (Consent): 6.1 Consider Approval of Course and Program Additions, Deactivations and Changes. Presenter: Vice Chancellor Brown
Resolution: Consider Approval of Course and Program Additions, Deactivations and Changes

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley
Action (Consent): 6.2 Consider Approval to Purchase Playground Equipment for Laney College Child Care Center from KOMPAN Inc through a Piggyback Compliant Contract, for $82,615.49. Presenter: Chief of Staff Crawford

Action (Consent): 6.4 Consider Approval of an Independent Contractor Contract for Nathan Pellegrin (dba Alembic Analytics) in the amount of $70,000 to conduct institutional research and data analysis for Laney College. Presenter: President Gilkerson
Resolution: Consider approval to contract with Nathan Pellegrin dba Alembic Analytics to conduct institutional research and data analysis for Equity programs in the amount of $70,000
Recommend Approval of all Consent Agenda items with the following amendments:
Agenda Item 8.6 was removed from the agenda
Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action (Consent): 6.5 Consider Approval of addendum for Independent Contractor Alejandra Bautista (Equity Specialist) for work with Restoring our Communities, a Laney College program serving formerly incarcerated individuals. Presenter: President Gilkerson
Resolution: Consider Approval of an Addendum for Independent Contractor Alejandra Bautista (Equity Specialist) for work with Restoring our Communities, a Laney College program serving formerly incarcerated individuals.
Recommend Approval of all Consent Agenda items with the following amendments:
Agenda Item 8.6 was removed from the agenda
Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley
Action (Consent): 6.6 Consider Approval of a Contract Extension (Addendum) for Jimmy Krehl dba JKLM Workshop LLC to provide operations support for the Laney College Advanced Fabrication Laboratory. Presenter: President Gilkerson
Resolution: Please approve an addendum to the contract of JKLM Workshop LLC to provide operational support for the Laney College Advanced Fabrication Laboratory (Fab Lab) in the amount of $38,600. This addendum increases the total amount for JKLM Workshop for the fiscal year to $63,600.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action (Consent): 6.7 Consider Approval of a Contract Extension (Addendum) for Kathi Roisen to provide project management services for the Industrial Maintenance Program. Presenter: President Gilkerson
Resolution: Consider approval of a contract extension (addendum) for Kathi Roisen to provide project management services for the Career Advancement Academy program at Laney in the Industrial Maintenance program and to provide math tutorial coordination for the EBMUD project at Laney.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley
Action (Consent): 6.8 Consider Approval of a Contract with Flying A Media in the amount of $29,600 for Spring 2018 District Enrollment Advertising Campaign. Presenter: Executive Director Heyman
Resolution: Approval of contract for Flying A Media, amount is not to exceed $29,600.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

7. CONSENT CALENDAR - FINANCE

Action (Consent): 7.1 Consider Approval of Budget Transfer Report covering the period from October 26, 2017 through November 25, 2017. Presenter: Interim Vice Chancellor Williams
Resolution: Consider approval of Budget Transfer Report covering the period from October 26, 2017 through November 25, 2017.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action (Consent): 7.2 Consider Ratification of the Warrant/Payment Report. Presenter: Interim Vice Chancellor Williams
Resolution: Approve ratification of the Warrant/Payment Report.
Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley


Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action (Consent): 7.4 Consider Approval of Official Payments Corporation (OPC) Annual Contract Renewal. Presenter: Interim Vice Chancellor Williams
Resolution: Consider Approval of annual contract renewal for Official Payments Corporation in the amount not to exceed $400,000. The contract is needed to pay for student credit card processing fees until the end of this fiscal year, June 30, 2018.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley
8. CONSENT CALENDAR - FACILITIES

Action (Consent): 8.1 Consider Approval of a Change Order #8 for W.E. Lyons Construction Co. in the amount of $16,899.49 on the BEST Center Project at Laney College. Presenter: Director Lynch McMahon
Resolution: Approve CO #8 for W.E. Lyons Construction Co. in the amount of $16,899.49 on the BEST Center Project at Laney College.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action (Consent): 8.2 Consider Approval of Change Order No. 1 on the Laney College Classroom Painting Upgrades (Bid No. 16-17/31), Athens Painting and Commercial Coatings, Inc.
Resolution: Approval is requested for Change Order No. 1 on the Laney College Classroom Painting Upgrades (Bid No. 16-17/31), Athens Painting and Commercial Coatings, Inc., in the amount not-to-exceed $6,825.00.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley
Action (Consent): 8.3 Consider Approval of Change Order No. 1 and an Extension of the Completion Date on the Laney College Pools Chlorination System (Bid No. 16-17/29), California Commercial Pools, Inc. (CCP, Inc.)
Resolution: Approval is requested for Change Order No. 1 to the contract with California Commercial Pools, Inc., in the amount of -$13,614 of the Laney College Pools Chlorination System (Bid No. 16-17/29).

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action (Consent): 8.4 Consider Approval of Change Order No. 1 on Laney College & District Office Parking Lot Seal Coat (Bid No. 16-17/02), Cato Paving Company.
Resolution: Approval is requested for Change Order No. 1 to the existing construction contract with Cato Paving Company for the Laney College and District Office Parking Lot Seal Coat (Bid No. 16-17/02), in the amount not-to-exceed $13,709.00.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action (Consent): 8.5 Consider Approval to Enter into a One-Year Agreement with ABC Security Service Inc. in the amount not-to-exceed $641,762.42 for District-Wide Security Guard and Patrol Services.
Resolution: Approval is requested to enter into a one-year agreement with ABC Security Services Inc. for District-Wide Security Services (RFP No. 16-17/21), in the amount not-to-exceed $641,762.42 (Six hundred forty-one thousand, seven hundred sixty two and 42/100).

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action (Consent): 8.6 Consider Approval of a Memorandum of Understanding (MOU) between the City of Berkeley (“City”) and the Peralta Community College District (“District”) and Release of $3.6 million in-lieu of Parking Mitigation Fee and Parking Agreement Relating to Berkeley City College (BCC) from July 1, 2018 to June 30, 2028.
Agenda Item 8.6 was removed from the agenda

Resolution: Approval is requested to enter into a Memorandum of Understanding (Attachment #1) between the City and the District and Release $3.6 million in-lieu of Parking Mitigation Fee and Parking Agreement Relating to Berkeley City College from July 1, 2018 to June 30, 2028.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

9. CONSENT CALENDAR - HUMAN RESOURCES
Action (Consent): 9.1 Consider Approval of Short-term assignments
Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

10. CONSENT CALENDAR - INFORMATION TECHNOLOGY

Action (Consent): 10.1 Consider Approval of a Contract with TrueTech Consultants in the amount of $46,600 for implementation of single-sign on project. Presenter: Vice Chancellor Cole
Resolution: Recommend Approval

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

11. ACTION ITEMS

Action: 11.1 Consider Approval of Resolution 17/18-24 Authorizing Piggyback Contract for $327,284.63 with NetXperts for Cisco Firewalls for PCCD 10 gig Project. Presenter: Vice Chancellor Cole
Recommend Approval of Agenda Item 11.1

Motion by Bill Withrow, second by Nicky Gonzalez Yuen.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley
Action: 11.2 Consider ratification of Amendment #1 for Steinberg Architects Agreement for Districtwide Facility Master Plan (FMP) Services in the amount of $417,950. Presenter: Director McMahon
Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Consider ratification of Amendment # 1 to original contract for facility master plan services in the amount of $600,00 for consideration of additional fees in the amount of $417,950. A contract extension of 90 days for a new completion date of March 30, 2018. The new contract amount will be $1,017,950.00 and the contract expiration date will be March 30, 2018.

Motion by Julina Bonilla, second by Bill Withrow.
Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

Action: 11.3 Consider Award of Contract for Request for Proposal No. 17/18-03 District Wide PeopleSoft Modernization Project for $2,799,250 to Deloitte Consulting LLP. Presenter: Vice Chancellor Cole
Agenda Item 11.3 was originally removed from the agenda but a motion to reconsider the item was made.

Recommend Approval of all Consent Agenda items with the following amendments:

Agenda Item 8.6 was removed from the agenda

Motion by Bill Withrow, second by Julina Bonilla.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley
Motion for reconsideration of Agenda Item 11.3

Motion by Bill Withrow, second by Nicky Gonzalez Yuen.
Motion Carries
Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen
Nay: Linda Handy, William Riley

Action: 11.4 Consider Approval of Resolution No. 17/18-20 for a Construction Agreement with Century Carpet, Inc. for the Laney College Stairs Flooring Upgrades.
Request approval of resolution no. 17/18-20 (Attachment #1) for a construction agreement with Century Carpet, Inc. for the Laney College Stairs Flooring Upgrades (Bid No. 17/18-08), in the amount not-to-exceed $120,000.

Motion by William Riley, second by Bill Withrow.
Final Resolution: Motion Carries
Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, William Riley

12. REPORTS

Information: 12.1 Board of Trustees' Reports

13. ANNOUNCEMENTS

14. ADJOURNMENT
Action: 14.1 Meeting Adjournment