Tuesday, December 11, 2018
REGULAR MEETING OF THE BOARD OF TRUSTEES

5:00 p.m. Closed Session
7:00 p.m. Public Session

333 East 8th 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 KGPC, 96.9FM, and Peralta TV on Cable Channel 27 in Alameda and Berkeley, Cable Channel 28 - Oakland, Emeryville, and Piedmont and Channel 99 on AT&T U-Verse. 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 BoardDocs: https://www.boarddocs.com/ca/peralta/Board.nsf
Link on the Peralta Board Website: http://web.peralta.edu/trustees/
The meeting can also be viewed Live on Peralta College’s YouTube link: https://www.youtube.com/channel/UCTEVyZCQ1p_yqMRafmQFUww
PLEASE TURN OFF YOUR CELL PHONES DURING THE MEETING - THANK YOU!

1. CLOSED SESSION

<table>
<thead>
<tr>
<th>Subject</th>
<th>1.1 Public Comment on Closed Session Items</th>
</tr>
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<tbody>
<tr>
<td>Meeting</td>
<td>Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES</td>
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<tr>
<td>Category</td>
<td>1. CLOSED SESSION</td>
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<table>
<thead>
<tr>
<th>Subject</th>
<th>1.2 Conference with Labor Negotiator Whittaker, Peralta Federation of Teachers, Local 39, and SEIU 1021 (Government Code § 54957.6)</th>
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</thead>
<tbody>
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<thead>
<tr>
<th>Subject</th>
<th>1.3 Public Employee Appointment (Government Code Section 54957)</th>
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</table>
- Recommendation to appoint the Vice President of Instruction, Merritt College.

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<thead>
<tr>
<th>Subject</th>
<th>1.4 Public Employee Discipline/Dismissal/Release</th>
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<tr>
<td>Type</td>
<td>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.</td>
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</tbody>
</table>
1.5 Public Employee Evaluation

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 1. CLOSED SESSION

Type

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

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

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 1. CLOSED SESSION

Type Information

- Conference with Legal Counsel (54956.9(a)), Toscano, et al v. Peralta Community College District, Alameda County Superior Court, Case No. RG18827433.
- Conference with Legal Counsel (54956.9(a)), Delson v. Peralta Community College District, U.S. District Court, Northern District of CA, Case No. 3:17-CV-07367-JD.
- Conference with Legal Counsel (54956.9(a)), Brooke v. Peralta Community College District, Alameda County Superior Court Case No. RG18895297.
- Conference with Legal Counsel (54956.9(a)), Webb v. Peralta Community College District, Alameda County Superior Court Case No. RG18909473.
- Conference with Legal Counsel (54956.9(a)), Margoiles v. Peralta Community College District, Alameda County Superior Court Case. RG18905036.
- Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (1 case).

2. OPEN SESSION

2.1 Call to Order

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 2. OPEN SESSION

Type Procedural

Time: ________

2.2 Pledge of Allegiance

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 2. OPEN SESSION

Type Procedural

2.3 Awards

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 2. OPEN SESSION

Type Information

- Presentation of Awards to President Brown and Vice President Riley

2.4 Reception honoring Trustees

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 2. OPEN SESSION
The Board meeting will be recessed (after the Awards) to a reception to honor outgoing Trustee Riley, Re-Elected Trustees Bonilla and Handy and Newly-Elected Trustee Napoli-Abella Reiss.

**Deliverables and Scope of Work:**

N/A

**Anticipated Completion Date:**

N/A

**Evaluation and Recommended Action:**

N/A

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**File Attachments**

Dessert Reception - 2018.pdf (3,499 KB)

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**Subject** 2.5 Swearing-In Ceremony

**Meeting** Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category** 2. OPEN SESSION

**Type** Information

- Swearing-in of Incoming Trustee Cindi Napoli-Abella Reiss
- Swearing-in of re-elected Trustee Julina Bonilla
- Swearing-in of re-elected Trustee Linda Handy

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**File Attachments**

Napoli-Abella Reiss.pdf (9 KB)
Bonilla Oath.pdf (9 KB)
Handy Oath.pdf (9 KB)

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**Subject** 2.6 Annual Organizational Meeting

**Meeting** Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category** 2. OPEN SESSION

**Type** Information

- Election of President of the Board of Trustees, 2019
- Election of Vice-President of the Board of Trustees, 2019
- Appointment of Secretary of the Board of Trustees, 2019

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**Subject** 2.7 Roll Call

**Meeting** Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category** 2. OPEN SESSION

**Type** Procedural
2.8 Report of Action Taken in Closed Session
Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Information

2.9 Approval of the Agenda
Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Action

2.10 Approval of the Minutes
Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Action
Preferred Date: Dec 11, 2018
Absolute Date: Dec 11, 2018
Fiscal Impact: No
Budgeted: No

File Attachments
11-13-18 Board Meeting Minutes.pdf (57 KB)

2.11 Associated Student Government Reports
Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Information

2.12 Peralta Classified Senate Report
Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Information

2.13 District Academic Senate Report
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/.

During the course of the Bond and Parcel Tax campaigns a mailing piece was distributed including the picture of Congresswoman Barbara Lee. The Committee was aware of the piece and Congresswoman Lee’s endorsement of the measures. However, I failed to require that the use of her picture be approved by her and her campaign. I apologize to Congresswoman Lee for the error the campaign made.

3. PUBLIC HEARING - HUMAN RESOURCES

Pursuant to Government Code Section 3547, the public shall have an opportunity to comment on SEIU Local 1021’s Notice to the District for full contract negotiations. This item, received at the September 4, 2018 Board meeting, introduced SEIU Local 1021’s proposal for full contract negotiations for the Agreement between the Peralta Community College District and SEIU Local 1021, effective July 1, 2018 - June 30, 2021.

SEIU Local 1021 has the right to amend, modify, or delete any proposal during the negotiations process.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

N/A
Subject 3.2 PUBLIC HEARING: Sunshining of Contract Reopeners for Negotiations by the District to the Peralta Federation of Teachers (PFT). Presenter: Vice Chancellor Whittaker

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 3. PUBLIC HEARING - HUMAN RESOURCES

Type Information

Background/Analysis: (Please discuss this item. If a Vendor is involved, please include the company name as well as the individual.)

Pursuant to Government Code 3547, the public shall have an opportunity to comment on the District’s Notice of its proposed contract negotiations of the following articles sunshined at the November 13, 2018 Board meeting pursuant to Government Code 3547(a):

1. Article 4 - Academic Freedom
2. Article 7 - Management Rights
3. Article 11 - Faculty Evaluations and Tenure Procedures
4. Article 14 - Special Assignments
5. Article 18 - Hours, Workload, Class Size
6. Article 21 - Salary
7. Article 25 - Professional Development
8. Article 26 - Leaves
9. Article 31 - Summer Session and Intercession
10. Article 33 - Distance Education

The District reserves the right to amend, modify, change, add to, or subtract from, the above-listed articles.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

N/A

4. PRESENTATIONS

Subject 4.1 Bond Presentation/Student Housing Update. Presenter: Chancellor Laguerre

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 4. PRESENTATIONS

Type Information

Background/Analysis: (Please discuss this item. If a Vendor is involved, please include the company name as well as the individual.)

Bond Presentation
The Board will hear a presentation on the District’s Bond projects. The presentation will be divided into three parts:

1) An update on the current bond and its projects — Emphasis on finishing the projects funded with Measure A — and projects that will combine Measure A and Measure G funds.

2) Measure G
   - Review of the measure and its content
   - Tentative list of projects
   - Timeline and steps to roll out the Measure

3) Timeline
   - Competitive selection of Bond staff
   - Competitive selection of expert companies to support the Bond project roll out

This will be the first of a series of workshops for the community, the board and the district to facilitate effective communication and understanding of the Bonds projects. The presentation will feature considerations on housing and public private partnerships.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:
**Evaluation and Recommended Action:**

N/A

**File Attachments**
- Bond Timeline.pdf (153 KB)
- Peralta Measure G Bond Resolution.pdf (359 KB)
- MEASURE G PRESENTATION.11272018.Part1.pdf (104 KB)
- Board Retreat Nov. 27 2018.BondPresentation.pdf (123 KB)

**Subject**

4.2 Information Technology One Peralta Report. Presenter: Vice Chancellor Lam

**Meeting**

Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category**

4. PRESENTATIONS

**Type**

Information

**Background/Analysis:**

**Information Technology Report (OnePeralta)**

- Assessment of OnePeralta
  - Challenges/Considerations
- Development of Governance Structure
  - District/Colleges Involvement
- Next steps to make the project successful

**File Attachments**

ONEPeralta_2018-11-27.pdf (4,649 KB)

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**Subject**

4.3 Laney Leak Repairs Status. Presenter: Vice Chancellor Ikharo & President Gilkerson

**Meeting**

Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category**

4. PRESENTATIONS

**Type**

Information

**Background/Analysis:**

(Please discuss this item. If a Vendor is involved, please include the company name as well as the individual.)

**Laney Leak Remediation Phase 1 & 2 Projects - Buildings A, B, F, and G and Walkway Between B and C Are Substantially complete.**

The Laney Leak Remediation Phase 1 and 2 Projects are approximately 96% complete. Outstanding work includes the mortar repair and water repellent work and punch list items. The punch list was generated on 10/29/18 and presently is approximately 97% complete. One aspect of the overall project which could not be completed on schedule pertains to mortar demo and repair on two walls at the western courtyard of Building F. Due to classes being in session this work cannot take place due to noise and dust. It has been rescheduled to take place during Winter Break; 12/14/18 – 1/16/19. All the mortar repointing is scheduled to take place during this time frame as well. After another 30 days when the mortar fully cures, they can apply the alter repellent. Final completion date would then be toward the end of February, 2019.

Phase I of project which is primary Building B quad is 100% complete. Phase II project began immediately after Memorial Day on 5/29/18. The purpose of the project was to remediate the leaks at Buildings A, F, and G as well as the leaks below the walkway between B and C. The scope of work included: demolition of planters at courtyards A, F, and G; demolition of topping slabs at courtyards A, F, and G; replacing the waterproofing system at these courtyards; installation of perimeter stainless steel flashing; installation of Hot Rubber Asphalt (HRA); pouring of new topping slab; glazing at windows; installation of new door thresholds; and installation of new area drains at the courtyards and associated plumbing at the interior spaces directly below the courtyards. The majority of the work was performed during the Summer months prior to students returning on 8/20/18, but additional detailed work has been on-going since then. This has been a complex job and much has been accomplished thus improving the infrastructure of the campus. The areas where work occurred are fully waterproofed, and prepared for any rains taking place this Winter 2018 and beyond.

**Deliverables and Scope of Work:**

N/A

**Anticipated Completion Date:**
5. CONSENT CALENDAR - BOARD MATTERS

Subject: 5.1 Consider Approval of Out of State Travel pursuant to Board Policy 7400. Presenter: Chancellor Laguerre

Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 5. CONSENT CALENDAR - BOARD MATTERS

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018

Fiscal Impact: Yes

Budgeted: Yes

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

<table>
<thead>
<tr>
<th>Name</th>
<th>Travel Location</th>
<th>Dates</th>
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<tbody>
<tr>
<td>Diane Bajrami</td>
<td>Atlanta, GA - American Economic Association Conference</td>
<td>January 3, 2019 - January 6, 2019</td>
</tr>
<tr>
<td>Sarah Backes-Diaz</td>
<td>Houston, TX - National Career Development Association Conference</td>
<td>June 26, 2019 - June 29, 2019</td>
</tr>
<tr>
<td>Hollie Hardy</td>
<td>Portland, OR - Association of Writers and Writing Programs</td>
<td>March 27, 2019 - March 31, 2019</td>
</tr>
<tr>
<td>Julie Saechao</td>
<td>New York, NY - Student Affairs Conference at NYU</td>
<td>February 13, 2019 - February 16, 2019</td>
</tr>
<tr>
<td>Cynthia Taing</td>
<td>New York, NY - Student Affairs Conference at NYU</td>
<td>February 13, 2019 - February 16, 2019</td>
</tr>
</tbody>
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Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

Recommend Approval

File Attachments
Out of State Travel - 12-11-18.pdf (949 KB)

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.

Subject: 5.2 Consider Ratification of Out of State Travel pursuant to Board Policy 7400. Presenter: Chancellor Laguerre

Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 5. CONSENT CALENDAR - BOARD MATTERS

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018
### Deliverables and Scope of Work:

N/A

### Anticipated Completion Date:

N/A

### File Attachments

Out of State Travel Ratification 12-11-18.pdf (488 KB)

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.

### Subject

5.3 Consider Approval of the Board Meeting Calendar for 2019. Presenter: Board Clerk Brenda Martinez

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 5. CONSENT CALENDAR - BOARD MATTERS

Type Action (Consent)

Preferred Date Dec 11, 2018

Absolute Date Dec 11, 2018

Fiscal Impact No

Consider Approval of the Board Meeting Calendar for 2019.

### File Attachments

2019 Governing Board Meeting Schedule.pdf (64 KB)

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.

### Subject

5.4 Consider Approval of First Reading on Proposed Board Policies. Presenter: Chancellor Laguerre
Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category 5. CONSENT CALENDAR - BOARD MATTERS
Type Action (Consent)
Preferred Date Dec 11, 2018
Absolute Date Dec 11, 2018
Fiscal Impact No

Background/Analysis:
The Board will conduct a first reading of the Board Policies. The following policies are presented for review and will return to a future Board meeting for adoption.

- **BP 3410 Nondiscrimination** - This policy was updated to add legal citation Labor Code Section 1197.5 (Equal Pay Act). AB 46 extended the Equal Pay Act to public employers and prohibits sex, race, and ethnicity-based wage differentials.
- **BP 4220 Standards of Scholarship** - This policy was updated to include legal citations Title 5 Sections 51002 and 55050 et seq.
- **BP 4250 Probation, Dismissal, and Readmission** - This policy was updated to remove legal citation Title 5 Section 55030, which was repealed.
- **BP 7310 Nepotism** - This policy was updated to add registered domestic partner to the definition of "immediate family."
- **BP 2315 Closed Sessions** - This policy was updated to add a citation to Government Code Section 54957.1.
- **BP 2330 Quorum and Voting** - This policy was updated to add the requirement from Education Code Section 15266 for a 2/3 majority vote by all members of the Board for a resolution to pursue the authorization and issuance of bonds pursuant to paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution and subdivision (b) of Section 18 of Article XVI of the California Constitution
- **BP 2720 Communications Among Board Members** - This policy was updated to reflect the language of Government Code Section 54952.2 that prohibits Board Members from using any form of communication to discuss, deliberate, or take action on any item that is within the subject matter jurisdiction of the Board. While this is an existing CLCLC policy, it will be new for Peralta.
- **BP 2740 Board of Trustees Education** - This policy was locally updated to provide additional information regarding board education. This type of detail is common in board policies at other California Community College District.
- **BP 3550 Drug Free Environment and Drug Prevention Program** - This policy was updated to reflect new legal citations for the Drug Free Schools and Communities Act and the Drug Free Workplace Act.
- **BP 3900 Speech: Time, Place, and Manner** - This policy was updated to reflect recent court decisions and trends.
- **BP 4100 Graduation Requirements for Degrees and Certificates** - This policy was updated to reflect an amendment to Title 5 Section 55070 regarding the number of units required for a certificate of achievement.
- **BP 6750 Parking** - This policy was updated to add Vehicle Code Section 40220.

File Attachments
BP 3410 Nondiscrimination.doc (30 KB)
BP 4220 Standards of Scholarship.doc (26 KB)
BP 4250 Probation Dismissal and Readmission.doc (28 KB)
BP 7310 Nepotism.docx (14 KB)
BP 2315 Closed Sessions.docx (21 KB)
BP 2330 Quorum Voting.docx (22 KB)
BP 2720 Communications Among Board Members.doc (29 KB)
BP 2740 Board of Trustees Education (rev 3).doc (36 KB)
BP 3550 Drug Free Environment and Drug Prevention Program.doc (30 KB)
BP 3900 Speech Time Place and Manner.docx (25 KB)
BP 4100 Graduation Requirements for Degrees and Certificates.doc (28 KB)
BP 6750 Parking (1).doc (30 KB)

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.

6. CONSENT CALENDAR - ACADEMIC AFFAIRS

Subject 6.1 Consider Approval of Course and Program Additions, Deactivations and Changes. Presenter: Vice Chancellor Brown
Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 6. CONSENT CALENDAR - ACADEMIC AFFAIRS

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018

Fiscal Impact: No

Budgeted: No

Budget Source: N/A

Background/Analysis:
The attached PDF entitled "Nov 2018 CIPD Report" and "Nov 2018 Program Proposals" contain course and program additions, changes and deactivations as approved by the colleges’ curriculum committees and The Council for Instruction, Planning and Development (CIPD).

Deliverables and Scope of Work:

Anticipated Completion Date:

Evaluation and Recommended Action:
The Chancellor recommends approval.

File Attachments:
Nov 2018 Program Proposals.pdf (1,160 KB)
November 2018 CIPD Report.pdf (402 KB)

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.

Subject: 6.2 Consider Ratification of an Amendment to the Agreement between PCCD and Roots Community Health Center for $4,140.50 for Medical Services. Presenter: Vice Chancellor Brown

Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 6. CONSENT CALENDAR - ACADEMIC AFFAIRS

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018

Fiscal Impact: Yes

Dollar Amount: $4,140.50

Budgeted: Yes

Budget Source: Student Health Fee-General Funds

Item Summary:
Roots Community Health Center provided health services for PCCD students during this academic year (2017-2018). This amendment is to cover the remaining expenses for that year.

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the Individual.)
The majority of student health services for PCCD are provided in-house. However, Peralta currently does not have the capacity nor personnel to offer expanded medical services. Thus, contracts with external vendors are needed to provide a greater scope of services. Roots Community Health Center provides expert personnel, medical prescriptions, and family planning services that augment our current offerings for student health. The initial contract for services with
Roots Community Health Center was initiated in 2017/18 and included a tentative, estimated budget of the cost of services through the contract term. It was discovered that the initial budget was insufficient to cover the actual costs of services through the entire contract term and as such Amendment #1 was generated and approved. This second Amendment includes costs that were inadvertently overlooked when reconciling the initial budget and Amendment #1.

**Deliverables and Scope of Work:**

Roots Community Health Center shall perform all services prescribed including, but not limited to, the following:

**Medical Services**
- Pap Smears
- Family Planning
- Birth Control
- Sexually Transmitted Infections Treatment
- HIV Testing (at three campuses)
- Health Education (one-on-one, as needed)
- Flu Shots
- TB Testing
- On-site Assessment by a Medical Provider
- Physical Exams for College Transfers, Externship, or Employment
- Prescriptions for some medications
- Resource and Referral Services
- Enrollment into public health programs
- Other services as requested

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
<th>Approval Date</th>
</tr>
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<tbody>
<tr>
<td>Original Contract</td>
<td>$90,000.00</td>
<td>6/13/17</td>
</tr>
<tr>
<td>1st Amendment</td>
<td>$31,132.50</td>
<td>6/26/18</td>
</tr>
<tr>
<td>2nd Amendment</td>
<td>$4,140.50</td>
<td>Requested 12/11/2018</td>
</tr>
<tr>
<td>Revised Total</td>
<td>$125,273.00</td>
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</tr>
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**Anticipated Completion Date:** June 30, 2018

**Evaluation and Recommended Action:**

The Director of Health Services has evaluated the deliverables to date for Roots Community Clinic and found them to be satisfactory.

The Chancellor recommends approval.

File Attachments
- Invoices May -June 2018.pdf (707 KB)
- Budget from Roots - 2017-2018 (1).pdf (396 KB)
- MOU, Addendum 1 and 2.pdf (1,458 KB)

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.

**Subject**

6.3 Consider Ratification of a Peralta Colleges Foundation ICC to enable student and staff participation in the Umoja Annual Conference in the amount of $47,325.08. Presenter: Vice Chancellor Brown

Meeting
Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category
6. CONSENT CALENDAR - ACADEMIC AFFAIRS

Type
Action (Consent)

Preferred Date
Dec 11, 2018

Absolute Date
Dec 11, 2018

Fiscal Impact
Yes

Dollar Amount
$47,325.08
Budgeted: Yes
Budget Source: COA/BCC/MC/LC Career Pathways Trust 2, Student Equity Plans, Student Equity Prior Year, and General Funds

**Background/Analysis:** (Please discuss this item. If a Vendor is involved, please include the company name as well as the individual.)

PCCD students and staff/faculty (chaperones) attended the Umoja Annual Conference in Riverside, California on November 9-11, 2018. Conference attendance is one of the pillars of the statewide Umoja community where staff and students receive training and knowledge on student success, completion, and transfer. Due to the lack of advanced participant commitment, an ICC with the total costs did not have sufficient time to go through the complete approval process before the start of the conference. The Peralta Colleges Foundation again assisted in the program by securing advance lodging, transportation, and the registration needed for participation.

**Deliverables and Scope of Work:**

Provide advanced payment to secure the participation of 73 students and staff for charter bus transport, hotel accommodations, and participant conference registration.

**Anticipated Completion Date:**

November 2018

**Evaluation and Recommended Action:**

Approve ratification.

The Chancellor recommends approval.

---

File Attachments
- Inv#13 - PCF Umoja-signed.pdf (119 KB)
- Umoja Conference 2018 Participants.pdf (5.483 KB)
- ICC 21840 - PCF UMOJA.pdf (507 KB)

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.

### 7. CONSENT CALENDAR - FINANCE

**Subject**: 7.1 Review of Purchase Order Report for the period covering from November 1, 2018 through November 30, 2018. Presenter: Vice Chancellor Johnson

**Meeting**: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category**: 7. CONSENT CALENDAR - FINANCE

**Type**: Action (Consent)

**Preferred Date**: Dec 11, 2018

**Absolute Date**: Dec 11, 2018

**Budget Source**: N/A

**Background/Analysis:**

All payments from the funds of a community college district are made by the use of Purchase Orders and within the parameters prescribed in Board Policy 6330 and Administrative Procedures 6330 & 6340. The Purchase Order Report presented for review is being done so in accordance with Education Code Section 81656 which states, "All transactions entered into by the officer or employee shall be reviewed by the governing board every 60 days."

The table below provides a summary by funding source of number of orders issued and total dollar value.

<table>
<thead>
<tr>
<th>Fund Code</th>
<th>Number of Orders Issued</th>
<th>Total Dollar Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>01 General Unrestrict Oper</td>
<td>281</td>
<td>730,790.04</td>
</tr>
<tr>
<td>11 General Restricted Fund</td>
<td>648</td>
<td>495,226.99</td>
</tr>
<tr>
<td>10 College Designated Funds</td>
<td>39</td>
<td>58,892.93</td>
</tr>
<tr>
<td>Fund Code</td>
<td>Description</td>
<td>Quantity</td>
</tr>
<tr>
<td>-----------</td>
<td>-------------</td>
<td>----------</td>
</tr>
<tr>
<td>80</td>
<td>Self-Insurance Fund</td>
<td>1</td>
</tr>
<tr>
<td>63</td>
<td>Bond Measure A</td>
<td>3</td>
</tr>
<tr>
<td>71</td>
<td>Trust And Agency Funds</td>
<td>16</td>
</tr>
<tr>
<td>07</td>
<td>Coll. Fds On Bookstore Comm.</td>
<td>3</td>
</tr>
<tr>
<td>68</td>
<td>Child Development Fund</td>
<td>1</td>
</tr>
<tr>
<td>72</td>
<td>Student Rep Fee Trust</td>
<td>2</td>
</tr>
<tr>
<td>30</td>
<td>Contract Education</td>
<td>12</td>
</tr>
<tr>
<td>69</td>
<td>Sp Reserve Fd #2 Redev &amp;,Healt</td>
<td>2</td>
</tr>
<tr>
<td>03</td>
<td>Comm. Service-Fee Based Course</td>
<td>1</td>
</tr>
<tr>
<td>81</td>
<td>Student Repres. Fee-Alameda</td>
<td>3</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>****</td>
<td><strong>1056</strong></td>
</tr>
</tbody>
</table>

**Anticipated Completion Date:**
N/A

**Evaluation and Recommended Action:**
The Chancellor recommends review.

**File Attachments**
Purchase Order Report 113018.pdf (229 KB)

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.

**Subject**
7.2 Consider Ratification of the Warrant/Payment Report for the period covering November 1, 2018 through November 30, 2018. Presenter: Vice Chancellor Johnson

**Meeting**
Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category**
7. CONSENT CALENDAR - FINANCE

**Type**
Action (Consent)

**Preferred Date**
Dec 11, 2018

**Absolute Date**
Dec 11, 2018

**Fiscal Impact**
Yes

**Budgeted**
Yes

**Budget Source**
N/A

**Background/Analysis:** (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

Consider ratification of the AP, Travel, and Consulting Contract Warrant Register from November 1, 2018 through November 30, 2018. Recent AP, Travel and Consulting Contract warrant registers are brought to the Board for ratification purposes only.

**Deliverables and Scope of Work:**
N/A

**Anticipated Completion Date:**
N/A

**Evaluation and Recommended Action:**
The Chancellor recommends ratification.

**File Attachments**
Warrant Report 113018.pdf (358 KB)
Subject: 7.3 Consider Approval of Budget Transfer Report for the period covering from November 1, 2018 through November 30, 2018. Presenter: Vice Chancellor Johnson

Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 7. CONSENT CALENDAR - FINANCE

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018

Fiscal Impact: No

Budget Source: N/A

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

Consider approval of Budget Transfer Report covering the period from November 1, 2018 through November 30, 2018.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments:
Budget Transfer Report 121018.pdf (434 KB)

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.

8. CONSENT CALENDAR - FACILITIES

Subject: 8.1 Consider Ratification of Contract Award for Material Testing and Special Inspection to Construction Testing Services, Inc. in the Amount of $36,295 for Increment 1 of the New Center for Liberal Arts Project at College of Alameda. Presenter: Director Lynch McMahon.

Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 8. CONSENT CALENDAR - FACILITIES

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018

Fiscal Impact: Yes

Dollar Amount: $36,295.00
Budgeted: Yes

Budget Source: Measure A Funds

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

The New Center for Liberal Arts building project at COA ("COA NCLA") is within the purview of the Division of the State Architect ("DSA"). One aspect of DSA oversight is the requirement for the project owner to obtain material testing and special inspection ("MTSI") services from a DSA certified testing lab. This service is in addition to DSA inspector-of-record ("IOR") services.

To support the commencement of construction for Increment 1 ("site prep"), an informal solicitation was conducted for MTSI services. Four firms submitted proposals. The proposals were evaluated by a committee of technical professionals. The proposal from Construction Testing Services, Inc. ("CTS") was determined to be the best value for the District.

The quantity and type of tests and special inspections required varies according to the specific design of the project, the discretion exercised by the Design-Builder regarding their own work plan, and by the results of the material testing and special inspection activity itself. Therefore, the total fee provided in the proposal was an estimate. Invoices for material testing and special inspection are evaluated based on unit pricing provided in the proposal and verification of services performed (which can be determined through review of the Inspector of Record’s daily field reports and the reported results of the material testing and special inspection activity).

Construction Testing Services, Inc. will manage this project from their Oakland office. The corporate headquarters and the lab that will serve this project are located in Pleasanton, CA. Patrick Greenan, PE is the President/Owner/Principal-In-Charge. The California engineering license number is C57299.

Deliverables and Scope of Work:

Provide material testing and special inspection services per DSA requirements.

Anticipated Completion Date:

December 31, 2018 (Increment 1).

Evaluation and Recommended Action:

The Facilities Project Manager, Interim Director of Capital Projects and Facilities, and the Chancellor recommend approval of the award for Material Testing and Special Inspection to Construction Testing Services, Inc. in the amount of $36,295 for Increment 1 of the New Center for Liberal Arts Project at College of Alameda.

File Attachments

CTS contract w CTS and KLM sign on mark-ups.2018 11 21.pdf (616 KB)

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.

Subject

8.2 Consider Approval of Amendment #1 for Construction Testing Services, Inc. to Provide Material Testing and Special Inspection for Increment 1 of the New Center for Liberal Arts Project at College of Alameda. Presenter: Director Lynch McMahon.

Meeting

Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

8. CONSENT CALENDAR - FACILITIES

Type

Action (Consent)

Preferred Date

Dec 11, 2018

Absolute Date

Dec 11, 2018

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

The New Center for Liberal Arts building project at COA ("COA NCLA") is within the purview of the Division of the State Architect ("DSA"). One aspect of DSA oversight is the requirement for the project owner to obtain material testing and special inspection ("MTSI") services from a DSA certified testing lab. This service is in addition to DSA inspector-of-record ("IOR") services.

Due to unforeseen conditions on site at the time of initial construction, the schedule have been extended to accommodate the field changes that have occurred. The contract time and scope have been expanded to address the current field conditions that require additional services. The additional services will allow for continued work and will not cause a delay or lack of coverage during construction. Amendment #1 addresses the additional time and expense associated with testing and material inspection services required for the project.

Increment 1 construction is underway and was originally anticipated to have a shorter duration. The award of the original contract for Construction Testing Services, Inc. ("CTS") is also being submitted for approval at the December 11, 2018 Board of Trustees meeting.
In response to unforeseen underground utility conditions, the amount of work MTSI was required to complete for Increment 1 has increased and pile installation will occur during this period instead of at a later date.

CTS has evaluated the services provided to date, associated billing anticipated, and current construction schedule, and has provided proposals to extend its services as needed for Increment 1 and to include pile installation. Amendment #1 increases the scope, increases the total price of the contract, and extends the completion date.

**Contract Summary**

<table>
<thead>
<tr>
<th></th>
<th>Price</th>
<th>Contract Completion Date</th>
<th>Board Approval</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$36,295.00</td>
<td>December 31, 2018</td>
<td>December 11, 2018 (pending)</td>
</tr>
<tr>
<td>Amendment #1 (scope, price, and date increase)</td>
<td>$35,430.00</td>
<td>June 30, 2019</td>
<td>December 11, 2018 (pending)</td>
</tr>
<tr>
<td>Revised Contract as of This Amendment</td>
<td>$71,725.00</td>
<td>June 30, 2019</td>
<td></td>
</tr>
</tbody>
</table>

The original contract and Amendment #1 are attached.

**Deliverables and Scope of Work:**

The additional scope of work will be to:
- Provide additional material testing and special inspection services per DSA requirements for Increment 1;
- Provide testing and special inspection for pile installation.

**Anticipated Completion Date:**

June 30, 2019.

**Evaluation and Recommended Action:**

The District's Facilities Project Manager and the Inspector of Record have evaluated the deliverables to date and found them to be satisfactory. The Interim Director of Capital Projects and Facilities, and the Chancellor recommend approval.

**File Attachments**

- COA NCLA.CTS Amend #1, rev 1.2018 11 28.docx (18 KB)
- COA NCLA#1.2018 11 21.pdf (59 KB)

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**Subject**

8.3 Consider Approval of a contract for Vanir Construction Management to provide implementation and training for Department of General Services for PM Web software in the amount of $315,818.00. Presenter: Director Lynch McMahon

**Meeting**

Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category**

8. CONSENT CALENDAR - FACILITIES

**Type**

Action (Consent)

**Preferred Date**

Dec 11, 2018

**Absolute Date**

Dec 11, 2018

**Fiscal Impact**

Yes

**Dollar Amount**

$315,818.00

**Budgeted**

Yes

**Budget Source**

Measure A and Scheduled Maintenance

**Background/Analysis:** (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)
Vanir Construction Management was hired by the District in January 2018 to assist in the development of a master schedule and assist with PMWeb software purchase and initial implementation. The Department of General Services (DGS) worked in collaboration with the District’s Information Technology (IT) Department to develop a pilot program that was successful in providing scheduling information to DGS staff and consultants. After completing the initial software purchase and pilot implementation working with the IT Department, it was determined that additional training of staff and full software implementation for the Department of General Services was needed. The IT Department and the DGS coordinated to develop the scope of work for a three-year term. The IT Department is in support of this program implementation. The software chosen is compliant with ONE Peralta technical guidelines and will compliment the upgrades that are taking place in PROMPT.

DGS asked three firms, PMWeb, Garland and Vanir Construction Management to provide proposals to implement the software over a three-year period. Since PMWeb is a proprietary software, the District was limited to the number of vendors who are third party certified to implement the software and training. Garland and Vanir were the only two local vendors. All other were in Southern California, Oregon and the Midwest. The travel charges quoted by others would be charged to the District and would not be cost effective to utilize their services.

Vanir Construction Management was awarded the work, based on best value for the District and the best option for training of multiple staff in different departments. The results of the solicitation are below.

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Annual Amount</th>
<th>3 year terms</th>
</tr>
</thead>
<tbody>
<tr>
<td>PMWeb</td>
<td>$85,000 annually</td>
<td>$257,700 (excludes warranty work)</td>
</tr>
<tr>
<td>Vanir Construction</td>
<td>$105,272 annually</td>
<td>$315,318 (includes warranty)</td>
</tr>
<tr>
<td>Management</td>
<td></td>
<td>$735,000 (includes warranty)</td>
</tr>
</tbody>
</table>

Vanir Construction Management is headquartered in Sacramento, with offices in Downtown Oakland. Mr. Daniel Ferst is the Area Manager. The Oakland office is located at:

505 14th St #63
Oakland, CA 94612
(916) 575-8888

Deliverables and Scope of Work:

The scope of work is to complete the implementation of PMWeb Software. The implementation include:
- Training of three IT staff for ongoing support
- Training All PM Staff in DGS
- Training of Staff Services Specialist
- Monitor and maintain the software updates and project updates with staff on a monthly basis.
- Installation of software along with IT Department.
- Warranty for one year after installation and unlimited service and support

Anticipated Completion Date:
December 31, 2020

Evaluation and Recommended Action:

The administration has polled staff and determined that work completed on other projects to date by this vendor have been satisfactory. The Chancellor recommends approval.

File Attachments
Vanir- Executed contract with exhibits.pdf (3,098 KB)

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.

Subject 8.4 Consider Approval of Change Order No. 1 to W.E. Lyons Construction Company for a contract extension of 138 days on the Laney Leak Remediation Buildings A, F, & G Phase 2 Project at Laney College. Presenter: Director Lynch McMahon.

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 8. CONSENT CALENDAR - FACILITIES

Type Action (Consent)

Preferred Date Dec 11, 2018

Absolute Date Dec 11, 2018
Fiscal Impact: No
Budgeted: No
Budget Source: Measure A Bond

Background/Analysis: (Please discuss this item. If a Vendor is involved, please include the company name as well as the Individual.)

The District entered into a contract with W.E. Lyons Construction Company to provide construction services for the Laney Leak Remediation of Center Courtyard A, Center Courtyard G, and all Courtyards at Building F at Laney College. (See attached Agreement dated 5/8/18 and Notice to Proceed dated 5/25/18).

Change Order No. 1 addresses the timing to perform brick repair and placement of water repellent work so that it coincides with Peralta’s schedule. Such time extension is mutually agreed upon by the Campus and the Contractor. This change order has no cost impact, but extends the time by 138 days. A summary of the original contract amount and change orders are noted below and are attached.

<table>
<thead>
<tr>
<th>Contract</th>
<th>Approved Amount</th>
<th>Board Approval Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$3,057,545.00</td>
<td>5/8/18</td>
</tr>
<tr>
<td>Change Order No. 1</td>
<td>$0.00</td>
<td></td>
</tr>
<tr>
<td>New Contract Sum</td>
<td>$3,057,545.00</td>
<td></td>
</tr>
</tbody>
</table>

W.E. Lyons Construction Co. is the General Contractor and has been in business since 1926. Greg Lyons is the current President of the company. California Contractor's License #180607 A, B. They have worked on various projects for the Peralta Community College District and presently are completing the Best Center at Laney College.

Contact Information
1301 Ygnacio Valley Road, Walnut Creek, CA 94598
925-658-1600
www.welyons.com

Deliverables and Scope of Work:
Change Order #1 includes the following scope of work and time extension:

- Perform brick repairs on north and west walls of courtyard F2, west at Building F and provide water repellant.
- Add time to the schedule totaling 138 days.

Anticipated Completion Date:
Project is anticipated to be completed by 2/28/19.

Evaluation and Recommended Action:
The District's Department of General Services has evaluated the deliverables for W.E. Lyon's Construction and found them to be satisfactory.

The Chancellor recommends approval of Change Order No. 1 for W.E. Lyons Construction Co. for a time extension of 138 days on the Laney Leak Remediation Buildings A, F, and G Phase 2 Project at Laney College.

File Attachments
Notice to Proceed & Executed Contract WE Lyons.pdf (3,057 KB)
Amendment #1 & Change Order #1 WE Lyons.pdf (346 KB)

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Subject: 8.5 Consider Approval Resolution No. 18/19-41, Acceptance of Completed Work and Release of 5% Retention to California Commercial Pools, Inc. for the Laney College Pools Chlorination Upgrade Project Phase 1 (Bid No.16-17/29). Presenter: Vice Chancellor Ikharo.

Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 8. CONSENT CALENDAR - FACILITIES

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018
Fiscal Impact: Yes
Dollar Amount: $23,719.30
Budgeted: Yes
Budget Source: Fund 61 (Laney Infrastructure Projects) and Fund 63 (Measure A Bond)

Background/Analysis:
In compliance with the Public Contract Code and the District’s Purchasing Procedures, a formal competitive bid for this project was conducted by the Purchasing Department. Administration awarded the contract to the lowest responsive and responsible bidder, California Commercial Pools, Inc.

In accordance with their construction agreement, as amended, California Commercial Pools, Inc. completed the scope of work in the amount of $488,000.00. There was a deductive Change Order #1 for value engineering in the amount of (-13,614.00), which decreased the contract value to $474,386.00. The Laney College Pools Upgrades Project Phase 1 was substantially complete by California Commercial Pools, Inc. on November 28, 2017. However, full completion could not be archived until November 30, 2018, due to the integration with the heating project which is now completed and will close December 17, 2018.

E. Lee Jackson is the Owner of California Commercial Pools, Inc., located in Glendora, California.

Contact Information:
California Commercial Pools, Inc.
2255 Auto Centre Drive
Glendora, CA 91740
909-394-1280
www.calcommpools.com

Deliverables and Scope of Work:
California Commercial Pools, Inc. has fulfilled their contractual obligations by completing the project scope as described above.

Staff will file the Notice of Completion (NOC) with the Alameda County for final approval, and project acceptance (Attachment #2). Staff will follow up with vendor to ensure that the warranty for this project for labor and materials are adhered to. The resolution accepts the project as complete and staff is requesting for the Governing Board of Trustees to approve the final acceptance of the project and release the remaining 5% retention.

Anticipated Completion Date:
Phase 1 of the project was completed November 28, 2017. Phase II of the project is substantially complete with an estimated completion date of January 31, 2019.

Evaluation and Recommended Action:
The Facilities Project Manager, Director of Capital Projects and Facilities, Director of Finance and Administration, and Chancellor recommends approval.

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File Attachments:
CCP - Change Order #1.pdf (243 KB)
Notice of Completion CA Commercial Pool 2018.pdf (95 KB)
Resolution CA Commercial Pools 1.pdf (219 KB)

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Subject: 8.6 Consider Approval of the SaaS Multi Year Agreement for Facility Assessment Software with BetterGIS in the amount of $90,000. Presenter: Director Lynch McMahon

Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 8. CONSENT CALENDAR - FACILITIES

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018

Fiscal Impact: Yes

Dollar Amount: $90,000.00
Budgeted: Yes

Budget Source: Measure A and Scheduled Maintenance

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the Individual.)
Peralta received Geographic Information System (GIS) mapping services initially from Steinberg Architects while completing the Master Plan in March 2018. Subsequently we needed the services and access to software on several projects that are under construction and in planning. Better GIS has offered PCCD a reduced rate for a multi-year contract for continued use by unlimited users of the software used by Steinberg Architects, and unlimited updates as needed.

A multi-year agreement will provide the best value for the District and provide it with tools that support its efforts to provide services to the campuses and district offices for support in the completion of scheduled maintenance projects and bond program projects moving forward.

Better GIS is a small bay area company based in Marin County. The company address is 505 San Marin Drive, Suite B #180, Novato CA 94945. The Chief Operating Officer is Charles G. Rudkin.

Deliverables and Scope of Work:
The vendor will provide GIS mapping software.

Anticipated Completion Date:
December 30, 2021

Evaluation and Recommended Action:
The District has evaluated the deliverables to date for products delivered and found them to be satisfactory. The Chancellor recommends approval.

File Attachments
FINAL_BGIS-PeraltaCDD_SaaS_Agreement_CGRsig_20181129.pdf (5,729 KB)

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.

Subject: 8.7 Consider Ratification of Agreement for Steinberg Hart Architects in the amount of $105,825 for facility space planning services for District-wide facilities. Presenter: Director Lynch McMahon

Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 8. CONSENT CALENDAR - FACILITIES

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018

Fiscal Impact: Yes

Dollar Amount: $105,825.00

Budgeted: Yes

Budget Source: Measure A

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the Individual.)

Steinberg Hart Architects completed the Facilities Technology Master Plan in March 2018. They completed the initial study and survey of the facility space usage report as part of the requirements for annual reporting to the State of California Chancellors Office. Steinberg was subsequently asked to complete the space planning report, due to an unexpected absence by the DGS personnel working on the report. Steinberg quickly completed the report as needed in order for the District to meet the State Chancellor's submittal deadlines.

The work was completed on October 12, 2018 for a mandated submission of October 15, 2018. The submission was completed and we were given an acceptance and approval of the information submitted by the State Chancellors Office.

Steinberg Hart is a local architectural firm with offices throughout the Bay Area. Rob Barthelman is the Principal-In-Charge. The San Francisco office location is 98 Battery Street #300, San Francisco, CA 94111

Deliverables and Scope of Work:
Steinberg completed the facility space inventory report for all colleges and district offices in the Peralta Community College District. The completed report was then submitted to the State of California Chancellors office as required for annual compliance.

Anticipated Completion Date:
Completed October 12, 2018.

Evaluation and Recommended Action:
The District's Interim Director of Capitol Projects and Facilities has evaluated the deliverables to date and found them to be satisfactory. The Chancellor recommends approval.

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.

Subject  
8.8 Consider Approval of a contract with Swinerton Builders dba Swintaron Management and Consulting in the amount of $327,672 for Construction Management services for the Laney Locker Room Title IX Compliance modernization: Presenter: Director Lynch McMahon

Meeting  
Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category  
8. CONSENT CALENDAR - FACILITIES

Type  
Action (Consent)

Preferred Date  
Dec 11, 2018

Absolute Date  
Dec 11, 2018

Fiscal Impact  
Yes

Dollar Amount  
$327,672.00

Budgeted  
Yes

Budget Source  
Measure A Bond (Fund 63)

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

Swinerton Management & Consulting has been working with PCCD for the past several years on various complex projects at Laney College. They have provided construction management services for the elevator modernizations, HVAC upgrades in chemistry and biology labs, Laney Leaks Phase I and Phase II, and provide support to the campus Facility Manager on an as-needed basis.

A solicitation went out to four firms to request proposals for services on the Laney Locker Room Title IX Modernization Project, and Swinerton was selected based on “best value” for the overall service and technical expertise for this project. The other firms that responded were, Vanir CM, Consortium Management, and AECOM. The submitted proposals were reviewed and Swinerton was chosen based on meeting the criteria for the project, and proposed budget for construction. DGS requested the fees be no higher than 5%-8% on a $8.2 Million Dollar project the proposed construction cost. Swinerton met that requirement and was awarded the project.

Solicitation results were as follows:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Amount</th>
<th>Met SLBE Requirement</th>
</tr>
</thead>
<tbody>
<tr>
<td>AECOM</td>
<td>$412,547</td>
<td>no</td>
</tr>
<tr>
<td>Vanir CM</td>
<td>$512,987</td>
<td>Yes - two subs</td>
</tr>
<tr>
<td>Consortium Management</td>
<td>$523,500</td>
<td>no</td>
</tr>
<tr>
<td>Swinerton Management Consulting</td>
<td>$327,672</td>
<td>no</td>
</tr>
</tbody>
</table>

Swinerton Management is a San Francisco based company and is located on 260 Townsend Street, Suite A San Francisco CA 94017. Mr. Jeffery Gee is the Managing Director of the office, phone (415) 421-2980 website: www.swinerton.com

Deliverables and Scope of Work:
The Construction Manager will provide the following services under this contract:
Direct oversight and management of the contractor and sub on site
Oversee and manage daily activities and monitor and document progress for PCCD
Work with consultants through DSA submission and overall approval and close out process
Bidding and advertising of the project
Schedule and phase all work related to the project
Provide updates to stakeholders on a monthly/quarterly basis
Monitor Master Schedule and provide updates
Commissioning and Close out

All work will be performed with compliance to code regulations as required.

Anticipated Completion Date:

Expected completion is June 2020

Evaluation and Recommended Action:

A review of the vendor was sent to the college and they reported that they were satisfied with the work that has been competed on previous projects on the campus, and did not have any reservations on using them in the future.

After evaluation and review by District Administration, The Chancellor recommends approval.

File Attachments
181114 Proposal for PM.CM - Laney Locker Room.pdf (152 KB)
Complete Contract and Exhibits - Swinerton Laney College (1).pdf (311 KB)

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Subject 8.9 Consider Approval of Change Order No. 1 to Bay Construction Co. construction agreement for the Laney College Chemistry Lab Plumbing Upgrade (Bid No. 17-18/27), in the amount of $12,456. Presenter Vice Chancellor Ikharo.

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 8. CONSENT CALENDAR - FACILITIES

Type Action (Consent)

Preferred Date Dec 11, 2018

Absolute Date Dec 11, 2018

Fiscal Impact Yes

Dollar Amount $12,456.00

Budgeted Yes

Budget Source Measure A

Background/Analysis: (Please discuss this item. If a Vendor is involved, please include the company name as well as the Individual.)

The District entered into a contract with Bay Construction to upgrade the Plumbing in the Chemistry Lab at Laney College. (See Attached Agreement dated February 28, 2018 and Request for Contract Approval dated September 4, 2018.)

A summary of the original contract amount and change orders are noted below.

<table>
<thead>
<tr>
<th>Contract</th>
<th>Approved Amount</th>
<th>Board Approval Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract (Attachment #2)</td>
<td>$280,026.00</td>
<td>February 27, 2018</td>
</tr>
<tr>
<td>Amendment &amp; Change Order No. 1</td>
<td>$12,456.00</td>
<td>December 11, 2018</td>
</tr>
<tr>
<td>New Contract Sum</td>
<td>$292,482.00</td>
<td></td>
</tr>
</tbody>
</table>

Yong Kay is the owner of Bay Construction located in Oakland, CA. 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 this project.

Location of Company:
4026 Martin Luther King Jr. Way
Oakland, Ca 94609
Deliverables and Scope of Work:

Change Order #1 (Attachment #1) reflects changes needed to address materials and labor rates increase. The contractor’s original bid in 2017 and rebid on February 12, 2018, created a construction material increase of 19% ($4569). Additionally, the Local union 68 of Plumbing union labor rate increased by 6.4% ($7887). In order for the contractor to complete the project, the above material and labor increases must be accounted for in the contract.

<table>
<thead>
<tr>
<th>Description</th>
<th>Original Price</th>
<th>Increase Amount</th>
<th>New Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>Materials Cost Increase</td>
<td>$3839.50</td>
<td>$729.50</td>
<td>$4569.00</td>
</tr>
<tr>
<td>Regular Hours - Local Union 68 Labor rate increase</td>
<td>$4,444.17</td>
<td>$284.43</td>
<td>$4728.60</td>
</tr>
<tr>
<td>Overtime Hours (6.4% increase)</td>
<td>$2,968.42</td>
<td>$189.98</td>
<td>$3158.40</td>
</tr>
<tr>
<td>TOTAL:</td>
<td></td>
<td></td>
<td>$12,458.00</td>
</tr>
</tbody>
</table>

This Change Order #1 is 4.44% of the original contract amount.

Anticipated Completion Date:
The majority of the work is to be performed over the winter break. Final Completion of the entire work is to be 173 calendar days from the Notice to Proceed issued date.

Evaluation and Recommended Action:
The Vice Chancellor of General Services, Director of Capital Projects and Facilities, Director of Finance and Administration, and Chancellor recommend this approval.

**File Attachments**
Attachment #1-CO #1 Summary.pdf (438 KB)
Attachment #2-Bay Exec Agreement - $280,026.00 Contract.pdf (925 KB)

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.

**Subject**
8.10 Consider Approval for three extended Five-year Roofing Warranties in the aggregate amount of $4,750.00 with State Roofing Systems. Presenter Director Lynch McMahon

**Meeting**
Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category**
8. CONSENT CALENDAR - FACILITIES

**Type**
Action (Consent)

**Preferred Date**
Dec 11, 2018

**Absolute Date**
Dec 11, 2018

**Fiscal Impact**
Yes

**Dollar Amount**
$4,750.00

**Budgeted**
Yes

**Budget Source**
Fund 61/ Scheduled Maintenance and RDA funds

**Background/Analysis:** (Please discuss this item. If a Vendor is involved, please include the company name as well as the individual.)

State Roofing Systems provided a quote for the five-year extension of the previously expired warranties for the following Peralta College Building roofs:
- Merritt College Building E - Installed August 2008, warranty expired August 2010;
- Alameda Air School Building A - Installed August 2008, warranty expired August 2010;
- Laney Buildings C and G - both Installed August 2013, warranty expired August 2015.

These roofing systems were designed to perform for 20 years with regular maintenance.

Quotes for each building are as follows:

<table>
<thead>
<tr>
<th>Building Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Merritt College Building E</td>
<td>$ 575.00</td>
</tr>
<tr>
<td>Alameda Air School Building A</td>
<td>$ 575.00</td>
</tr>
<tr>
<td>Laney Building C</td>
<td>$1,850.00</td>
</tr>
<tr>
<td>Laney Building G</td>
<td>$1,750.00</td>
</tr>
</tbody>
</table>
State Roofing Systems, Inc. was established in 1981 by Keith Symons and Jack White.

Contact Information:
15444 Hesperian Blvd.
San Leandro, CA 94578
510-317-1477
http://www.stateroofingsystems.com/

The Governing Board of Trustees have previously approved a State Roofing Systems contract exceeding the $25,000 threshold. This warranty item will be the second approval in the 2018/2019 fiscal year.

<table>
<thead>
<tr>
<th>Project Scope</th>
<th>Amount</th>
<th>Board Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Merritt Childcare Roof Repair</td>
<td>$195,894.00</td>
<td>June 12, 2018</td>
</tr>
<tr>
<td>Warranty Extensions</td>
<td>$4,750.00</td>
<td>December 11, 2018</td>
</tr>
<tr>
<td><strong>TOTAL:</strong></td>
<td><strong>$200,644.00</strong></td>
<td></td>
</tr>
</tbody>
</table>

Deliverables and Scope of Work:
This warranty includes a yearly roof survey, debris removal and drainage check, as well as general maintenance as required by the manufacturer each year of the five year warranty. Additional fees will be incurred if there are repairs that are needed after inspection of damaged areas.

Anticipated Completion Date:
The five-year warranty would cover the identified roofs from January 1, 2019 through December 31, 2023.

Evaluation and Recommended Action:
After review and approval by Director of Facilities and Capital Projects, VC of Finance, VC of General Services, the Chancellor recommends approval of the three roofing warranties by State Roofing in the aggregate amount of $4,750.00.

File Attachments:
- COA Aviation School Bldg A Warranty.pdf (593 KB)
- Merritt Bldg E Warranty.pdf (598 KB)
- Laney Bldg C &G Warranty.pdf (613 KB)
- State Roofing Systems Requisition.pdf (105 KB)

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.

Subject: 8.11 Consider Approval of Amendment #1 for 5-1/2 months contract extension with ABC Security Service Inc., for District-Wide Security Guard and Patrol Services (RFP No. 16-17/21), in the amount not-to-exceed $367,531.40. Presenter: Vice Chancellor Ikharo.

Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 8. CONSENT CALENDAR - FACILITIES

Type: Action (Consent)

Preferred Date: Dec 11, 2018

Absolute Date: Dec 11, 2018

Fiscal Impact: Yes

Dollar Amount: $367,531.40

Budgeted: Yes

Budget Source: General Fund

Background/Analysis: (Please discuss this Item. If a Vendor is Involved, please include the company name as well as the individual.)
On October 10, 2017, the Governing Board of Trustees approved an annual (1 year) agreement with ABC Security Services from January 15, 2018 to January 15, 2019. To procure the original contract, the District Purchasing conducted competitive bidding by advertising and publishing a Request for Proposal (RFP) and applied a shared governance process utilizing the steering committee to review proposals. The administration conducted a competitive Request for Proposal (RFP No. 16-17/21) on April 28, 2017. A total of six (6) vendors submitted proposals.
The current structure is not effective district-wide and is expensive. A committee of ex-police officers and current faculty member at Merritt College Justice Program in collaboration with the Department of General Service have been researching the best optional security methodology for the District. After an analysis is completed, recommendations on the future of police services will be provided to the Chancellor in January 2019, to be presented to the Governing Board of Trustees.

Deliverables and Scope of Work:
ABC Security’s contract will terminate on January 15, 2019, the administration requests for a contract extension from January 16 to June 30, 2019 for the vendor to continue to perform the following scope of services as outlined in the original contract. During this period, the administration will also implement a cost-saving security plan that is more comprehensive for public safety district-wide. ABC Security Service Inc. will continue to provide comprehensive security services at the District Administrative Center, Laney College, College of Alameda, Merritt College, and Berkeley City College. ABC Security personnel will patrol the campus at each location unarmed with a two-way communication radio. The vendor will provide security services on the following days at each campus location:

<table>
<thead>
<tr>
<th>Colleges</th>
<th>Monday/Friday</th>
<th>Saturday</th>
<th>Sunday</th>
<th>Holidays</th>
</tr>
</thead>
<tbody>
<tr>
<td>Berkeley City College (BCC) and BCC Annex Building</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>7:00 a.m. to 7:00 p.m.</td>
<td>Closed</td>
<td>Closed</td>
</tr>
<tr>
<td>Laney College</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>Closed</td>
</tr>
<tr>
<td>District Administrative Center</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>Closed</td>
</tr>
<tr>
<td>Merritt College</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>Closed</td>
</tr>
<tr>
<td>College of Alameda</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>7:00 a.m. to 11:00 p.m.</td>
<td>Closed</td>
</tr>
<tr>
<td>Laney College</td>
<td>Provide Graveyard Shifts Only (11:00 p.m. to 7:00 a.m.)</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

ABC Security Services will maintain equipment and all necessary labor during the time indicated and provide additional security services for special assignments or events as requested. Further, the company will keep a pool of substitutions and/or reserve of security personnel. This company will furnish all the materials; equipment, labor and supervision needed to fulfill the contract.

ABC Security’s personnel will perform the following duties:
- SilvaTrac real time guard reporting system and vehicle ground positioning system (VGPS) automated guard locator and cellular communication.
- Ensuring main doors are opened and disarmed
- Classrooms are opened as needed
- Provides student / visitor information
- Patrol buildings and provide escort service to parking lot as needed
- Shall wear uniforms provided by the company
- Maintain log and report of all criminal activity to the appropriate law enforcement agencies
- Responsible for providing training in the appropriate response to unsafe conditions, emergency situations and/or criminal activity
- Secure the building in the event of damage and destruction, such as broken windows.
- Provide security services until an administrator/designee arrives to secure property.

Vice Chancellor of General Services will continue to oversee public safety, Peralta police services, and training for student safety aid.

The cost of security guard and patrol services is as follows for 5-1/2 months (Attachment #1).

<table>
<thead>
<tr>
<th>Colleges</th>
<th>Costs</th>
</tr>
</thead>
<tbody>
<tr>
<td>Berkeley City College</td>
<td>$139,920.00</td>
</tr>
<tr>
<td>Laney College/District</td>
<td>$164,229.90</td>
</tr>
<tr>
<td>Merritt College</td>
<td>$21,021.12</td>
</tr>
<tr>
<td>College of Alameda</td>
<td>$21,021.12</td>
</tr>
<tr>
<td>Motor Patrol</td>
<td>$21,339.40</td>
</tr>
<tr>
<td><strong>Total Cost:</strong></td>
<td><strong>$367,531.40</strong></td>
</tr>
</tbody>
</table>

**Contract History**

| Original Contract (Year #1 - January 15, 2018 to January 15, 2019) | $641,762.42 |
| Contract Amendment #1                                             | $367,531.40 |
| **Accumulative Contract Amount**                                  | **$1,009,293.80** |

The City of Berkeley and City of Oakland passed ordinances increasing minimum wage. As a result, ABC Security Service Inc. personnel rate increased. Therefore, the vendor will bill the District based on the new personnel rate under this contract extension. (See page 3 in Attachment #1).

Ana Chretien is the president and CEO and Ray Thrower is the general manager of the company.

**Company Location:**
1840 Embarcadero
Oakland, CA 94606
(510) 436-1869

**Anticipated Completion Date:**
ABC Security Services, Inc. will provide District-wide security services for 5-1/2 months, effective January 16, 2019 until June 30, 2019.

**Evaluation and Recommended Action:**
The District's Facilities Project Manager has evaluated the deliverables to date and found them to be satisfactory. Therefore, the Vice Chancellor of General Services, Vice Chancellor of Finance and Administration, and Chancellor recommend this contract extension.

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.

Subject

8.12 Consider Approval of Amendment #1 for 4Leaf Incorporated in the amount of $45,800 to provide additional Inspector of Record (IOR) Services for the New Center for Liberal Arts Project at College of Alameda. Presenter: Director Lynch McMahon.

Meeting

Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

8. CONSENT CALENDAR - FACILITIES

Type

Action (Consent)

Preferred Date

Dec 11, 2018

Absolute Date

Dec 11, 2018

Fiscal Impact

Yes

Dollar Amount

$45,800.00

Budget Source

Measure A

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

The District began construction of the New Center for Liberal Arts in summer 2018. The design and construction of this project is subject to oversight by the Division of the State Architect ("DSA"), including construction inspection by a DSA certified Inspector of Record ("IOR").

To expedite the overall schedule for the project, it was divided into Increment 1 (site preparation, including utility relocation and earthwork) and Increment 2 (building structure and landscape).

The scheduling of work by the IOR is determined by the fieldwork schedule of the Design-Build, which is in turn dependent upon the DSA review process and the actual conditions encountered at the project site. During construction, the IOR is required to produce inspection reports (daily), attend fieldwork coordination meetings (weekly), review the design-builder’s pay applications (monthly), and other tasks as required by DSA or requested by PCCD.

At its June 12, 2018 meeting, the Board of Trustees approved a contract award to 4Leaf, Inc. to provide IOR services for Increment 1. The anticipated duration and amount of work was relatively small but the end date was listed farther out on the contract to provide time to address issues that may arise and impact the construction schedule.

Due to actual conditions encountered in the fieldwork, additional IOR services are required for Increment 1. As the construction schedule has evolved, pile installation will also occur during this time period. The District requested 4Leaf provide a proposal to increase the total services for Increment 1 and to include IOR services for pile installation. This request will allow for continuous service and allow for no interruptions of coverage during construction.

Amendment #1 increases the scope and the contract price to reflect these additional services. There is no change to the end date.

Contract Summary

<table>
<thead>
<tr>
<th></th>
<th>Increment 1 Contract Amount</th>
<th>Board Approval</th>
</tr>
</thead>
<tbody>
<tr>
<td>Original Contract</td>
<td>$89,600.00</td>
<td>June 12, 2018</td>
</tr>
<tr>
<td>Amendment #1</td>
<td>$45,800.00</td>
<td>December 11, 2018</td>
</tr>
<tr>
<td><strong>Total Contract, Including Amendment #1</strong></td>
<td><strong>$135,400.00</strong></td>
<td></td>
</tr>
</tbody>
</table>

The original contract and Amendment #1 are attached.

Deliverables and Scope of Work:

The scope of work includes:
- Provide additional IOR services as required by DSA and as requested by the District for Increment 1;
- Provide IOR services for pile installation;
- Prepare monthly reports on progress;
- Review any changes in conditions on site;
Anticipated Completion Date:
June 30, 2019.

Evaluation and Recommended Action:
The District's Facilities Project Manager has evaluated the deliverables to date by 4Leaf and found them to be satisfactory. The District's Facilities Project Manager, Interim Director of Capital Projects & Facilities, and the Chancellor recommend approval.

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.

9. CONSENT CALENDAR - HUMAN RESOURCES

<table>
<thead>
<tr>
<th>Subject</th>
<th>9.1 Consider Approval of nine (9) Tentative Agreements between the Peralta Community College District and the International Union of Operating Engineers (IUOE) Local 39. Presenter: Vice Chancellor Whittaker</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meeting</td>
<td>Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES</td>
</tr>
<tr>
<td>Category</td>
<td>9. CONSENT CALENDAR - HUMAN RESOURCES</td>
</tr>
<tr>
<td>Type</td>
<td>Action (Consent)</td>
</tr>
<tr>
<td>Preferred Date</td>
<td>Dec 11, 2018</td>
</tr>
<tr>
<td>Absolute Date</td>
<td>Dec 11, 2018</td>
</tr>
<tr>
<td>Fiscal Impact</td>
<td>Yes</td>
</tr>
<tr>
<td>Budgeted</td>
<td>Yes</td>
</tr>
<tr>
<td>Budget Source</td>
<td>N/A</td>
</tr>
</tbody>
</table>

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

On August 7, 2018, the District and IUOE Local 39 reached a Tentative Agreement regarding the following seven (7) Articles of the Collective Bargaining Agreement:

Article 7.40 - Definitions
Article 10.3b - Career Ladders
Article 10.7.3 - Employee Development
Article 12.1 - Hours of Work
Article 19.1 - Performance Evaluations
Article 21.3 - Involuntary Transfers
Article 22.2d - Grievance Procedure

On October 23, 2018, the District and IUOE Local 39 reached a Tentative Agreement regarding Article 12 for Regular Employees and Article 8 for Hourly Employees regarding the 4/10 Summer Work Schedule for 2019.

On November 7, 2018, the District and IUOE Local 39 reached a Tentative Agreement regarding Article 26 - Pay and Allowances (Certification and Licensing Opportunities).

IUOE Local 39 ratified the above-mentioned Tentative Agreements on November 20, 2018. The District is requesting that the Board approve the Tentative Agreements between the District and IUOE Local 39.

Any contract approval is subject to negotiation and execution by the Chancellor.

Deliverables and Scope of Work:
N/A

Anticipated Completion Date:
N/A
Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments
12-11-18 TA between PCCD & Local 39 Article 7.40 Definitions.pdf (67 KB)
12-11-18 TA between PCCD & Local 39 Article 10.3b Career Ladders.pdf (65 KB)
12-11-18 TA between PCCD & Local 39 Article 12.1 Hours of Work.pdf (71 KB)
12-11-18 TA between PCCD & Local 39 Article 19.1 Performance Evaluations.pdf (76 KB)
12-11-18 TA between PCCD & Local 39 Article 22.2d Grievance Procedures.pdf (63 KB)
12-11-18-18 TA between PCCD & Local 39 Article 22.2d Involuntary Transfers.pdf (61 KB)
12-11-18 TA between PCCD & Local 39 Article 10.7.3b Employee Development.pdf (66 KB)
12-11-18 Settlement Proposal-TA Between PCCD and Local 39 Regarding Article 26 Pay and Allowances.pdf (139 KB)
12-11-18 TA between PCCD and Local 39 RE Article 12 and Article 8.pdf (210 KB)

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.

10. ACTION ITEMS

Subject 10.1 Consider Approval of Resolution 18/19-38, Excusing Student Trustee Absence. Presenter: Board President Brown
Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category 10. ACTION ITEMS
Type Action
Preferred Date Dec 11, 2018
Absolute Date Dec 11, 2018
Fiscal Impact No
Budgeted No

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

It is recommended that Trustees approve Resolution 18/19-38 excusing Student Trustee Jordan from the November 13, 2018 Board meeting due to illness. The Chancellor recommends approval.

Deliverables and Scope of Work:
N/A

Anticipated Completion Date:
N/A

Evaluation and Recommended Action:

Approve Resolution 18/19-38 excusing Student Trustee Jordan from the November 13, 2018 Board meeting.

File Attachments
Student Trustee Jordan Absence.pdf (18 KB)

Subject 10.2 Consider Approval of Resolution 18/19-42 Regarding Constitution, Membership, And Duties of Bond and Parcel Tax Measures Oversight Committees. Presenter: Chancellor Laguerre
Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category 10. ACTION ITEMS
Type Action
Consider Approval of Resolution 18/19-42 Regarding Constitution, Membership, and Duties of Measure Oversight Committees. In 2006 and 2012, District voters adopted Measure A (bond measure) and Measure B (parcel tax measure). The Board is required to establish oversight committees for both measures.

Following passage of Measure A, the Board adopted bylaws for a “Citizens Bond Oversight Committee.” Following passage of Measure B, the Board adopted Resolution 12/13-20 establishing a “Citizens’ Committee for Oversight of Measure B Expenditures.” Currently, the two oversight committees operate as one committee. This has led to conflicts in the current governing documents and to concerns regarding the ability of members of the Committee to fulfill their duties under both measures.

To clarify the operation and membership of the two committees, the Resolution would modify the existing bylaws for the remainder of this calendar year and implement new bylaws for the committees beginning on January 1. Attached to the Resolution are the new Bylaws for both committees. The Bylaws clarify the roles of both committees and indicate that while the two committees are separate, where desirable they may hold joint meetings.

Finally, the Resolution declares that the terms of all current Committee members will end on December 31, 2018. The Board will appoint the members of both Committees for terms beginning on January 1, 2019. Current Committee members are eligible to be appointed to either or both Committees, subject to any term limits. Members of one Committee will not be prohibited from sitting on the other Committee, however, the Board will seek to appoint different members to each Committee where possible.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments
- Measure B - Parcel Tax Oversight Committee Bylaws (PCCD)(Rev)_3289509_2(DMS).pdf (58 KB)
- Measure A - Bond Oversight Committee Bylaws (PCCD)(Rev)_3281503_2(DMS).pdf (69 KB)
- Resolution Regarding Constitution Membership and Duties of Measure Oversight Committees_3268431_3(DMS).pdf (60 KB)

Subject 10.3 Consider Approval of Resolution 18/19-37 to Reduce/Eliminate Certain Services and Provide Related Layoff Notices Due to Lack of Work and Lack of Funds. Presenter: Vice Chancellor Whittaker

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 10. ACTION ITEMS

Type Action

Preferred Date Dec 11, 2018

Absolute Date Dec 11, 2018

Fiscal Impact Yes

Budgeted Yes

Budget Source N/A

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

The Governing Board complies with California Education Code Section 88117 in eliminating affected positions, and the District is required by California Education Code §88017 to notify affected classified incumbents no earlier than 60 calendar days prior to the effective date of layoff.

The following classified position allocation is hereby affected by lack of work and lack of funds, effective January 31, 2019:
Position Title: Student Personnel Services Specialist  
Layoff FTE: 1.0  
Site/Department: Assessment and Orientation Center, Berkeley City College

The State Chancellor's Office is mandating that all community colleges be in compliance with eliminating assessment no later than Fall 2019 (AB705):

AB 705 was written to clarify existing regulation and ensure that students are not placed into remedial courses that may delay or deter their educational progress unless evidence suggests they are highly unlikely to succeed in the college-level course. Assessment instruments and placement policies have serious implications for equity, as students of color are far more likely to be placed into remedial courses; students placed into remediation are much less likely to reach their educational goals.

Every college is required to maximize the probability that a student will enter and complete transfer-level coursework in English and math within a one-year timeframe and use, in the placement of students into English and math courses in order to achieve this goal, one or more of the following measures:

- High school coursework
- High school grades
- High school grade point average

In an effort to be in compliance with AB705, it is recommended that the position of Student Personnel Services Specialist at Berkeley City College's Assessment and Orientation Center be eliminated due to lack work and lack of funding.

The Chancellor or his designee is directed to:

1). Immediately notify all affected employee organizations of the issues, directions, and concerns set forth in this Resolution, in order to allow any affected organization to request to meet and negotiate any resulting effects of layoff;

2). Comply with all applicable sections of the California Education Code in preparing any, and all required layoff and/or reassignment notices to classified incumbents so affected by lack of work, and any and all notices as required by the Collective Bargaining Agreement.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments
12-11-18 Resolution to eliminate Student Personnel Services Specialist Position at BCC.pdf (17 KB)

Subject 10.4 Consider Approval of Peralta Community College District Response to ACCJC Letter.  
Presenter: Dr. Fran White

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 10. ACTION ITEMS

Type Action

Preferred Date Dec 11, 2018

Absolute Date Dec 11, 2018

Fiscal Impact No

Budgeted No

Background/Analysis: (Please discuss this item. If a Vendor is involved, please include the company name as well as the individual.)

Consider Approval of Peralta Community College District Response to ACCJC Letter.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:
Letter due to ACCJC on December 14, 2018

Evaluation and Recommended Action:

Approve the Peralta Community College District Response to the ACCJC Letter

File Attachments
PCCD - ACCJC Letter Part B.pdf (61 KB)
PCCD - ACCJC Response -Background Part A.pdf (36 KB)
ACCJC Letter for PCCD - Stephanie Droker.pdf (51 KB)

Subject 10.5 Consider Approval Resolution 18/19-43 in Support of Reinstating Pell Grant Eligibility for Incarcerated People. Presenter: President Brown

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 10. ACTION ITEMS

Type Action

Preferred Date Dec 11, 2018

Absolute Date Dec 11, 2018

Fiscal Impact No

Budgeted No

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

Consider Approval of Resolution 18/19-43 in Support of Reinstating Pell Grant Eligibility for Incarcerated People.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

N/A

File Attachments
PCCD Resolution Pell Grant.pdf (50 KB)

11. INFORMATIONAL ITEMS

Subject 11.1 Sunshining of Contract Reopeners for Negotiations from the District to the SEIU Local 1021. Presenter: Vice Chancellor Whittaker

Meeting Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 11. INFORMATIONAL ITEMS

Type Information

Background/Analysis: (Please discuss this item. If a Vendor is Involved, please include the company name as well as the individual.)

Pursuant to Government Code 3547(a), the District hereby gives official notice to SEIU Local 1021 for full contract negotiations.

The Collective Bargaining Agreement between the District and SEIU Local 1021 (Permanent and Hourly Employees) expired on June 30, 2018, and the District wishes to commence negotiations on a Successor Agreement.

In accordance with Government Code Section 3547, public comments on such proposal shall be received at the first regular Board meeting in January 2019.

The District has the right to amend, modify, or delete any proposal during the negotiations process.

Deliverables and Scope of Work:
Anticipated Completion Date:
N/A

Evaluation and Recommended Action:

All Board-recommended contracts are subject to negotiations and execution by the Chancellor.

12. REPORTS

Subject: 12.1 Board of Trustees' Reports
Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 12. REPORTS
Type: Information

13. ANNOUNCEMENTS

14. ADJOURNMENT

Subject: 14.1 Meeting Adjournment
Meeting: Dec 11, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 14. ADJOURNMENT
Type: Action