Tuesday, May 28, 2019
REGULAR MEETING OF THE BOARD OF TRUSTEES

5:30 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/UCTEVzCq1p_yqMRAfMQFvUwv
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>
</thead>
<tbody>
<tr>
<td>Meeting</td>
<td>May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES</td>
</tr>
<tr>
<td>Category</td>
<td>1. CLOSED SESSION</td>
</tr>
<tr>
<td>Type</td>
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</tr>
</tbody>
</table>

<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>
</tr>
</thead>
<tbody>
<tr>
<td>Meeting</td>
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<tr>
<td>Type</td>
<td>Information</td>
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</tbody>
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<table>
<thead>
<tr>
<th>Subject</th>
<th>1.3 Public Employee Appointment (Government Code Section 54957)</th>
</tr>
</thead>
<tbody>
<tr>
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<td>Type</td>
<td>Information</td>
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</tbody>
</table>

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

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.
<table>
<thead>
<tr>
<th>Subject</th>
<th>1.5 Public Employee Evaluation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meeting</td>
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<tr>
<td>Category</td>
<td>1. CLOSED SESSION</td>
</tr>
<tr>
<td>Type</td>
<td>Chancellor Goals</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Subject</th>
<th>1.6 Conference with Legal Counsel, Multiple Cases: (Government Code § 54956.9)</th>
</tr>
</thead>
<tbody>
<tr>
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<td>1. CLOSED SESSION</td>
</tr>
<tr>
<td>Type</td>
<td>Information</td>
</tr>
<tr>
<td></td>
<td>Conference with Legal Counsel (54956.9(a)), Toscano, et al v. Peralta Community College District, Alameda County Superior Court, Case No. RG16827433.</td>
</tr>
<tr>
<td></td>
<td>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.</td>
</tr>
<tr>
<td></td>
<td>Conference with Legal Counsel (54956.9(a)), Webb v. Peralta Community College District, Alameda County Superior Court Case No. RG18909473.</td>
</tr>
<tr>
<td></td>
<td>Conference with Legal Counsel (54956.9(a)), Margolles v. Peralta Community College District, Alameda County Superior Court Case. RG18905036.</td>
</tr>
<tr>
<td></td>
<td>Stanford Health Care v. Peralta Community College Dist. Pre 7/2004 Retiree Benefit Plan, Santa Clara County Superior Court case no. 19CV342458</td>
</tr>
<tr>
<td></td>
<td>Herrera v. Peralta Community College District et.al, Alameda Superior Court case no. RG18932402</td>
</tr>
<tr>
<td></td>
<td>Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (2 cases).</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Subject</th>
<th>1.7 Conference with Real Property Negotiator (Government Code 54956.8) Lease Agreement, Negotiators: Chancellor Fran White, Vice Chancellor Leigh Sata &amp; Nitasha Sawhney, 333 E. 8th Street, Oakland, California, 94606</th>
</tr>
</thead>
<tbody>
<tr>
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<td>Type</td>
<td>Information</td>
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## 2. OPEN SESSION

<table>
<thead>
<tr>
<th>Subject</th>
<th>2.1 Call to Order</th>
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<tbody>
<tr>
<td>Meeting</td>
<td>May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES</td>
</tr>
<tr>
<td>Category</td>
<td>2. OPEN SESSION</td>
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<tr>
<td>Type</td>
<td>Procedural</td>
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<table>
<thead>
<tr>
<th>Subject</th>
<th>2.2 Pledge of Allegiance</th>
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<tr>
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<td>Type</td>
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</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Subject</th>
<th>2.3 Roll Call</th>
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</thead>
<tbody>
<tr>
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</tr>
<tr>
<td>Category</td>
<td>2. OPEN SESSION</td>
</tr>
</tbody>
</table>
Subject: 2.4 Report of Action Taken in Closed Session
Meeting: May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Information

Subject: 2.5 Approval of the Agenda
Meeting: May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Action

Subject: 2.6 Approval of the Minutes
Meeting: May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Action
Preferred Date: May 28, 2019
Absolute Date: May 28, 2019
Fiscal Impact: No
Budgeted: No

File Attachments
Minutes - 05-14-19.pdf (207 KB)

Subject: 2.7 Associated Student Government Reports
Meeting: May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Information

Subject: 2.8 Peralta Classified Senate Report
Meeting: May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category: 2. OPEN SESSION
Type: Information
2.9 District Academic Senate Report
Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category 2. OPEN SESSION
Type Information

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/

Subject 2.11 Chancellor's Reports
Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category 2. OPEN SESSION
Type Information

- Enrollment Update
- CBT Update
- FCMAT Update
- Measure A & G Update
- Citizen's Oversight Committee

File Attachments
COA_Presidents_report_5-28-19.pdf (2,534 KB)

3. PUBLIC HEARING - HUMAN RESOURCES

Subject 3.1 Public Hearing on the Re-openers for Negotiations for FY 2019-2020 from the International Union of Operating Engineers (IUOE) Local 39 for Regular and Hourly Employees. Presenter: Vice Chancellor Whittaker
Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES
Category 3. PUBLIC HEARING - HUMAN RESOURCES
Type Discussion, Information

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

The duration of the current Collective Bargaining Agreement (CBA) between the District and IUOE Local 39 (Union) is through June 30, 2019. The District and the Union will begin the negotiations process for Successor Agreements upon the completion of the requirement of receiving public comments on the topics to be discussed. Pursuant to Government Code 3547, input/comment from the public is welcome at this time on the following proposed re-openers by the Union, as presented ("sunshined") at the May 14, 2019, regular Board meeting.

For Regular Local 39 Employees:
- Article 9 Leaves

https://go.boarddocs.com/ca/peralta/Board.nsf/vpublic?open

4/32
For Hourly Local 39 Employees:
- Article 8 Hours and Overtime
- Article 9 Pay and Allowance
- Article 19 Negotiations/Duration

The Union 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:

A public hearing on the Union’s proposed re-openers for negotiations during the 2019-2020 Fiscal Year.

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

File Attachments
Local 39's Proposals for Regular Employees for Sunshine 2019.pdf (79 KB)
Local 39's Proposals for Hourly Employees for Sunshine 2019.pdf (351 KB)

Workflow
Workflow
Apr 16, 2019 2:30 PM :: Submitted by Socorro Taylor. Routed to Chanelle Whittaker for approval.
Apr 23, 2019 3:18 PM :: Approved by Chanelle Whittaker. Routed to Legal Counsel for approval.
May 20, 2019 3:00 PM :: Rejected by Brenda Martinez
May 20, 2019 3:04 PM :: Submitted by Socorro Taylor. Routed to Chanelle Whittaker for approval.
May 21, 2019 3:28 PM :: Approved by Chanelle Whittaker. Routed to Fran White for approval.
May 21, 2019 5:09 PM :: Forced Approval by Brenda Martinez as the document publisher.

4. PRESENTATIONS

Subject
4.1 Five Year Financial Action Plan - Presenter: Vice Chancellor Harrison

Meeting
May 28, 2019 - 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.)

On November 20, 2018, the Accrediting Commission for Community and Junior Colleges (ACCJC) sent a letter to the college Presidents and Chancellor requesting a Five-Year Integrated Financial Plan as cited in the 2016 ACCJC Recommendations. In addition, ACCJC stated several areas of concern in relation to PCCD's financial status, enrollment decline and executive level staff turnover rate. PCCD began to write the Plan with consistent review by District shared governance committees. PCCD was granted the ability to submit this plan by May 1, 2019.

Presentation on the final draft of the Five-Year Integrated Financial Plan.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

N/A
5. CONSENT CALENDAR - BOARD MATTERS

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

Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 5. CONSENT CALENDAR - BOARD MATTERS

Type Action (Consent)

Preferred Date May 28, 2019

Absolute Date May 28, 2019

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>
</tr>
</thead>
<tbody>
<tr>
<td>Fabian Banga</td>
<td>Buenos Aires, Argentina- Simposio Internacional Literaturas y Conurbanos</td>
<td>May 31, 2019 - June 7, 2019</td>
</tr>
<tr>
<td>La Shawn Brunfield</td>
<td>New Orleans, LA - Association of Veterans Educational Specialists Conference</td>
<td>July 5, 2019 - July 10, 2019</td>
</tr>
<tr>
<td>Ashley Flores</td>
<td>Washington, DC - 10th Annual APIASF Educational Summit</td>
<td>June 18, 2019 - June 20, 2019</td>
</tr>
<tr>
<td>Pak Ho</td>
<td>Washington, DC - 10th Annual APIASF Educational Summit</td>
<td>June 18, 2019 - June 20, 2019</td>
</tr>
<tr>
<td>David Lee</td>
<td>Washington, DC - 10th Annual APIASF Educational Summit</td>
<td>June 18, 2019 - June 20, 2019</td>
</tr>
<tr>
<td>Mildred Lewis</td>
<td>Washington, DC - 10th Annual APIASF Educational Summit</td>
<td>June 18, 2019 - June 20, 2019</td>
</tr>
<tr>
<td>Huizhen Su</td>
<td>Washington, DC - 10th Annual APIASF Educational Summit</td>
<td>June 18, 2019 - June 20, 2019</td>
</tr>
<tr>
<td>Laura Roberto</td>
<td>Genoa/Italy - Diaspora Italiane - Italy in Movement Conference</td>
<td>June 27, 2019 - June 30, 2019</td>
</tr>
<tr>
<td>Dominique Taylor</td>
<td>Las Vegas, NV - 2019 AACRAO Technology &amp; Transfer Conference</td>
<td>July 12, 2019 - July 14, 2019</td>
</tr>
<tr>
<td>Joyce Brown-Willis</td>
<td>Orlando, FL - NASFAA National Conference</td>
<td>June 24, 2019 - June 27, 2019</td>
</tr>
</tbody>
</table>

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

Recommend Approval

File Attachments
Out of State Travel approval 5-28-19.pdf (2,203 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 Approval of First Reading on Proposed Board Policies. Presenter: Chancellor White

Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 5. CONSENT CALENDAR - BOARD MATTERS

Type Action (Consent)

Preferred Date May 28, 2019
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. This board policy has been developed through the participatory governance process.

- **BP 2100 Board Elections** – A note in this policy was updated to reflect a change in law revising the date that a board member's term of office begins to the second Friday in December following the election.
- **BP 3430 Prohibition of Harassment** – This policy was updated to add a legal citation (Government Code Section 12823), which was enacted to expand harassment and discrimination liability under the California Fair Employment and Housing Act. This policy was also revised to add Civil Code Section 51.9, which was amended to create liability for elected officials for any sexual harassment towards others in a business, service, or professional relationship.
- **BP 3725 Information and Communications Technology Accessibility & Acceptable Use** - This new policy is suggested as good practice to address access to instructional materials and information and communication technology.
- **BP 3810 Claims Against the District** – This policy was updated to add a legal citation (Government Code Section 935).
- **BP 5015 Residence Determination** – This policy was updated to add a legal citation (Education Code Section 68086) and specify that residence determination is not required for students seeking to enroll exclusively in career development and college preparation courses as well as other courses for which no credit is given.
- **BP 5020 Nonresident Tuition** – This policy was updated to reflect the new deadline of March 1 of each year for districts to set the nonresident tuition fee for the succeeding fiscal year.
- **BP 5050 Student Success and Support Program** - This policy was updated to add a note as a reminder that districts are required to comply with Student Success and Support Program requirements even though the California Community Colleges Chancellor's Office has implemented its integrated plan.
- **BP 7340 Leaves** – This policy was updated to add a new leave for union stewards and a corresponding legal citation (Government Code Section 3558.8).

File Attachments
Legal Update 34 Overview for April 29 .docx (218 KB)
BP 7340 Leaves.doc (45 KB)
BP 5050 Student Success and Support Program.doc (28 KB)
BP 5020 Nonresident Tuition.doc (38 KB)
BP 5015 Residence Determination.doc (27 KB)
BP 3810 Liability Claims against the District.doc (30 KB)
BP 3725 Information Communications Technology Accessibility & Acceptable Use.docx (23 KB)
BP 3430 Prohibition of Harassment.doc (34 KB)
BP 2100 Board Elections.docx (20 KB)

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### 6. CONSENT CALENDAR - ACADEMIC AFFAIRS

<table>
<thead>
<tr>
<th>Subject</th>
<th>6.1 Consider Approval of an ICC with Partners in Communication LLC in the amount of $9,500 for Interpreting services for Berkeley City College. Presenter: President Tomaneng</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meeting</td>
<td>May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES</td>
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<tr>
<td>Category</td>
<td>6. CONSENT CALENDAR - ACADEMIC AFFAIRS</td>
</tr>
<tr>
<td>Type</td>
<td>Action (Consent)</td>
</tr>
<tr>
<td>Preferred Date</td>
<td>May 28, 2019</td>
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<tr>
<td>Absolute Date</td>
<td>May 28, 2019</td>
</tr>
<tr>
<td>Fiscal Impact</td>
<td>Yes</td>
</tr>
<tr>
<td>Dollar Amount</td>
<td>$9,500.00</td>
</tr>
</tbody>
</table>
Budgeted: Yes

Budget Source: General Operations - VP of Instruction Funds

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

Berkeley City College (BCC) is committed to providing full services for its Deaf faculty members, so that their full participation in college and district-related activities is supported.

Normally, a Staff Assistant for American Sign Language (ASL) and Office of Instruction provides interpreting support and services for the Deaf faculty members at BCC along with an external contractor from a sign language interpreting provider.

The Staff Assistant will often work in tandem with an external contractor for any of the following reasons (including, but not limited to):

- length and/or complexity of the assignment
- unique needs of the persons being served
- physical and emotional dynamics of the setting
- avoidance of repetitive stress injuries for interpreters

The 2018-2019 academic year presented a challenge where there was a vacancy in the Staff Assistant for ASL and Office of Instruction for the entire summer and fall 2018 semesters, and the transition period when new staff was finally hired in spring 2019. BCC relied on Partners In Communication LLC (PIC), an external interpreting provider, to fulfill interpreting services for the faculty during this time. Interpretation was requested for several events including, but not limited to: Participatory Governance meetings - such as Academic Senate and Chair meetings, start of semester instruction, Flex Days, tenure celebration events, “Near Normal Man” film screening, graduation, etc.

BCC Office of Instruction is requesting a one-time increase of $9,500 to augment funds used for PIC during this period and to support increased activities by the faculty for the remainder of the 2018-2019 fiscal year.

BCC has used PIC as an interpreting service provider in the past and has positive experiences with their quality of services and reputation. While based in the San Francisco/Oakland/San Jose Bay Area, PIC provides interpreting services throughout the United States. PIC works with consumers and businesses to find the best solutions for interpreting needs. PIC consistently demonstrated their quality of interpreting services with their highly qualified pool of interpreters and exhibited outstanding customer service, thus far.

Based on their service history with BCC and level of service, we are requesting approval of this one-time increase of funds.

<table>
<thead>
<tr>
<th>Original Contract Amount</th>
<th>Amount</th>
<th>Board Approval</th>
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<tbody>
<tr>
<td>Original Contract Amount $10,000</td>
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<tr>
<td>Addendum #1</td>
<td>$5,000</td>
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<tr>
<td>Addendum #2</td>
<td>$8,000</td>
<td>n/a</td>
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<tr>
<td>Addendum #3</td>
<td>$9,500</td>
<td>Pending 5/28/2019 meeting</td>
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<td>Total Contract, Including Addendum 3</td>
<td>$32,500</td>
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</table>

Partners In Communication LLC
2370 Market Street #277
San Francisco, CA 94114
Co-Owners: Rob Balaam and Angela Jones

Deliverables and Scope of Work:

Partners In Communication will continue to provide sign language interpreting, in accordance with the original contract, through the remainder of the 2018/2019 fiscal year.

Deaf faculty will use interpreters to access committees, campus activities, professional development, meetings, and other professional endeavors. This accommodation is in accordance with the Americans with Disabilities Act.

Anticipated Completion Date:

June 30, 2019

Evaluation and Recommended Action:

Berkeley City College has evaluated the deliverables to date for Partners In Communication LLC 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

6.2 Consider Approval of an increase in the amount of $42,600 for the current lease between 2000 Center Street, LLC (Landlord) and Peralta Community College District for Berkeley City College (Tenant) to cover related operating costs for the remainder of the term. Presenter: President Tomaneng

Meeting
May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category
6. CONSENT CALENDAR - ACADEMIC AFFAIRS

Type
Action (Consent)

Preferred Date
May 28, 2019

Absolute Date
May 28, 2019

Fiscal Impact
Yes

Dollar Amount
$42,600.00

Budgeted
Yes

Budget Source
Fund 10

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

Berkeley City College has leased the facility at 2000 Center Street, LLC since June 1, 2016.

The property provides the college with three (3) additional classrooms and office space for Umoja, International Education Department, and Health Services.

The original lease was approved by the Board on December 8, 2015. On November 13, 2018, the Board approved the First Lease Amendment and extended the term of the lease an additional three (3) years from June 1, 2019 to May 31, 2022 (Termination Date), in the aggregate amount of $868,488.00. All other terms of the lease agreement remained unchanged, including limiting the cost of HVAC services in the amount of $1,100 per month.

Deliverables and Scope of Work:

In accordance with the provisions of Article 5.4 of the Lease Agreement, BCC is obligated to pay a proportionate share of increases in Project Operating Costs (POC) relating to the leased space in as far as they exceed POC for Base year 2016 (the "Excess POC"). Berkeley City College's pro rata share of increases is defined in the Lease as being 16.05%. However, Article 5.4 (3) of the lease limits Berkeley City College's responsibility for payments for POC increases to 5% over the Base Year per Year. Accordingly, for Comparison Year 2018, for example, the POC cannot be greater than 10% higher than Adjusted Base year 2016 POC. The property manager for 2000 Center Street, LLC has requested BCC pay its share of the excess POC for 2018-19 in the amount of $7,001.94 and begin paying its estimated Excess POC for the next three years at the rate of $700/mo.

| Excess POC amount for 2016-17 | $0 |
| Excess POC amount for 2017-18 | $7,001.94 |
| Estimated Excess POC amount for 2018-19 | $8,400.00 |
| Estimated Excess POC amount for 2019-20 | $8,400.00 |
| Estimated Excess POC amount for 2020-21 | $8,400.00 |
| Estimated Excess POC amount for 2021-22 | $7,700.00 |
| Contingency for Unanticipated Expenses | $2,698.08 |
| Total Amount Requested | $42,600.00 |

Anticipated Completion Date:
May 31, 2022
Evaluation and Recommended Action:

Approval is recommended to increase the total aggregate amount of cost related to the Lease at 2000 Center Street by $42,600 to cover the estimated Excess Project Operating Costs.

Berkeley City College has evaluated the deliverables to date for 2000 Center Street, LLC 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.

Workflow

May 6, 2019 6:44 PM :: Submitted by Joanna Louie. Routed to Rowena Tomaneng for approval.
May 6, 2019 7:54 PM :: Approved by Rowena Tomaneng. Routed to Albert Harrison for approval.
May 6, 2019 8:07 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 21, 2019 5:39 PM :: Routed back to Rowena Tomaneng by Legal Counsel.
May 21, 2019 5:41 PM :: Approved by Rowena Tomaneng. Routed to Albert Harrison for approval.
May 21, 2019 5:46 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 21, 2019 9:42 PM :: Rejected by Brenda Martinez
May 21, 2019 11:16 PM :: Submitted by Joanna Louie. Routed to Rowena Tomaneng for approval.
May 23, 2019 5:04 PM :: Approved by Rowena Tomaneng. Routed to Albert Harrison for approval.
May 23, 2019 5:24 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 24, 2019 7:08 PM :: Approved by Legal Counsel. Routed to Fran White for approval.
May 24, 2019 8:24 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject

6.3 Consider Approval of Course and Program Additions, Deactivations and Changes Presenter: Vice Chancellor Brown

Meeting

May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

6. CONSENT CALENDAR - ACADEMIC AFFAIRS

Type

Action (Consent)

Preferred Date

May 28, 2019

Absolute Date

May 28, 2019

Fiscal Impact

No

Budgeted

No

Budget Source

N/A

Background/Analysis:

The attached PDF entitled "May 2019 CIPD Report" and "May 2019 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:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

https://go.boarddocs.com/ca/peralta/Board.nsf/vpublic?open
The Chancellor recommends approval.

File Attachments
May 2019 Program Proposals.pdf (521 KB)
May 2019 CIPD Report.pdf (464 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.

Workflow
Workflow
May 8, 2019 5:46 PM :: Submitted by Amany ElMasry. Routened to Sirl Brown for approval.
May 9, 2019 3:32 PM :: Approved by Sirl Brown. Routened to Fran White for approval.
May 20, 2019 3:33 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject
6.4 Consider Approval of the First Reading of College and Career Access Pathway (CCAP) Agreement with Oakland Unified School District. Presenter: Vice Chancellor Brown

Meeting
May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category
6. CONSENT CALENDAR - ACADEMIC AFFAIRS

Type
Action (Consent)

Preferred Date
May 28, 2019

Absolute Date
May 28, 2019

Fiscal Impact
Yes

Background/Analysis:

Assembly Bill 288 (Holden) was enacted January 1, 2016 and added to the California Education Code section 78004. Assembly Bill 288 enables the governing board of a community college district to enter into a College and Career Access Pathways (CCAP) partnership with the governing board of a school district.

AB 288 provides that a CCAP Partnership Agreement can (and must) be used for the purpose of offering or expanding dual enrollment opportunities for students who may not already be college bound or who are underrepresented in higher education, with the goal of developing seamless pathways from high school to community college for career technical education or preparation for transfer, improving high school graduation rates, or helping high school pupils achieve college and career readiness.

For the first time in California's Education Code, the term "dual enrollment" is identified to define "special part-time" or "special full-time" students, i.e. high school or other eligible special admit students enrolling in community college credit courses.

PCCD currently has a 2016 non-CCAP dual enrollment partnership with Oakland Unified School District (OUSD) that has grown to over 1,800 students. It has now coordinated with OUSD to create this CCAP agreement which will allow PCCD to expand its relationship with OUSD in order to serve underrepresented youth by offering closed courses that occur during the high school day. This CCAP Agreement also provides the opportunity for students to enroll in up to 15 units per term, providing opportunity for PCCD to expand its dual enrollment partnership and integrate Guided Pathways into the college and career pathways that students seek.

Community college districts may claim full-time equivalent student (FTES) and state apportionment for courses given through AB 288 College and Career Access Pathways (CCAP) Partnership Agreements provided that the California Education Code and California Code of Regulations, Title 5 requirements are met.

Evaluation and Recommended Action:

According to California Education Code Section 78004, before adopting an AB 288 CCAP Partnership Agreement, the governing board of each district, at an open public meeting of that board, shall present the agreement as an informational item. This CCAP agreement will be presented again for a second time at the June 11, 2019, Board of Trustees meeting for public comment and the Board's approval.

The Chancellor recommends approval.

File Attachments
Final CCAP Dual Enrollment 2018-19 OUSD final 20190506 (2).pdf (915 KB)

https://go.boarddocs.com/ca/peralta/Board.nsf/vpublic?open
7. CONSENT CALENDAR - FINANCE

Subject 7.1 Consider Approval of the California Community Colleges Chancellor’s Office Quarterly Financial Status Report. Presenter: Vice Chancellor Harrison

Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 7. CONSENT CALENDAR - FINANCE

Type Action (Consent)

Preferred Date May 28, 2019

Absolute Date May 28, 2019

Budget Source N/A

Background/Analysis:
The CCFS-311Q is the State Chancellor’s Office Quarterly Financial Status Report summarizing and communicating the results of the budgetary decisions and transactions made by the District through the third quarter of fiscal year 2018-19. This report has been completed and was submitted on time to the State Chancellor’s Office and in accordance with the District's Financial Reporting Calendar.

Deliverables/Scope of Work:
Not applicable.

Anticipated Completion Date:
Not applicable.

Evaluation and Recommended Action:
Please approve the District's 2018-19 third quarter CCFS 311Q report. The Chancellor recommends approval.

File Attachments
CCFW-311Q Report Q3 FY 2018-19.pdf (1,270 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.

Workflow

May 21, 2019 11:17 AM :: Approved by Siri Brown. Routed to Fran White for approval.
May 21, 2019 5:08 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject 7.2 Consider Ratification of the Warrant/Payment Report for the period covering April 1, 2019 through April 30, 2019. Presenter: Vice Chancellor Harrison

Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 7. CONSENT CALENDAR - FINANCE

Type Action (Consent)
Preferred Date: May 28, 2019
Absolute Date: May 28, 2019
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 April 1, 2019 through April 30, 2019. 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 043019.pdf (671 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.

Workflow

Workflow
May 9, 2019 12:58 PM :: Submitted by Richard Ferreira. Routed to Albert Harrison for approval.
May 9, 2019 1:46 PM :: Approved by Albert Harrison. Routed to Fran White for approval.
May 21, 2019 5:08 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject

7.3 Review of Purchase Order Report for the period covering from April 1, 2019 through April 30, 2019. Presenter: Vice Chancellor Harrison

Meeting

May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

7. CONSENT CALENDAR - FINANCE

Type

Action (Consent)

Preferred Date

May 28, 2019

Absolute Date

May 28, 2019

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</th>
<th>Number of Orders Issued</th>
<th>Total Dollar Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fund Code: 11 General Restricted Fund</td>
<td>2122</td>
<td>1,321,306.91</td>
</tr>
<tr>
<td>Fund Code: 01 General Unrestrict Oper</td>
<td>930</td>
<td>2,455,944.30</td>
</tr>
<tr>
<td>Fund Code: 10 College Designated Funds</td>
<td>91</td>
<td>65,260.05</td>
</tr>
<tr>
<td>Fund Code: 71 Trust And Agency Funds</td>
<td>17</td>
<td>19,989.79</td>
</tr>
<tr>
<td>Fund Code: 07 Coll. Fds On Bookstore Comm.</td>
<td>17</td>
<td>13,531.18</td>
</tr>
<tr>
<td>Fund Code: 84 Student Repres-Fee-Vista</td>
<td>9</td>
<td>5,700.68</td>
</tr>
<tr>
<td>Fund Code: 30 Contract Education</td>
<td>31</td>
<td>15,531.24</td>
</tr>
</tbody>
</table>

https://go.boarddocs.com/ca/peralta/Board.nsf/vpublic?open
Fund Code: 83 Stud. Repres. Fee - Fund-Merit 4 15,488.73
Fund Code: 63 Bond Measure A 15 14,207.28
Fund Code: 12 Parcel Tax, Measure B 9 1,386.97
Fund Code: 82 Student Repres. Fee-Laney 5 5,757.44
Fund Code: 81 Student Repres. Fee-Alameda 1 754.72
Fund Code: 72 Student Rep Fee Trust 12 2,358.00
Fund Code: 68 Child Development Fund 27 2,642.89
Fund Code: 80 Self-Insurance Fund 3 50,756.01
Total 3320 $4,091,290.09

Deliverables and Scope of Work:
N/A

Anticipated Completion Date:
N/A

Evaluation and Recommended Action:
The Chancellor recommends review.

File Attachments
Purchase Order Report 043019.pdf (665 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.

Workflow
Workflow
May 9, 2019 4:36 PM :: Submitted by Richard Ferreira. Routed to Albert Harrison for approval.
May 9, 2019 6:08 PM :: Approved by Albert Harrison. Routed to Fran White for approval.
May 21, 2019 5:08 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject
7.4 Consider Approval of Budget Transfer Report for the period covering from April 1, 2019 through April 30, 2019. Presenter: Vice Chancellor Harrison

Meeting
May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category
7. CONSENT CALENDAR - FINANCE

Type
Action (Consent)

Preferred Date
May 28, 2019

Absolute Date
May 28, 2019

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 April 1, 2019 through April 30, 2019.

Deliverables and Scope of Work:
N/A

Anticipated Completion Date:
N/A

https://go.boarddocs.com/ca/peralta/Board.nsf/vpublic?open
Evaluation and Recommended Action:

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.

Workflow

May 9, 2019 6:44 PM :: Submitted by Richard Ferreia. Routed to Albert Harrison for approval.
May 9, 2019 6:53 PM :: Approved by Albert Harrison. Routed to Fran White for approval.
May 21, 2019 5:08 PM :: Forced Approval by Brenda Martinez as the document publisher.

8. CONSENT CALENDAR - FACILITIES

Subject 8.1 Consider Approval of Contract for Construction Management Services for Kitchell Corporation in the amount of $73,000.00 for Construction Management Services for the Laney College Campus ADA Modification Projects. Presenter: Vice Chancellor Sata

Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 8. CONSENT CALENDAR - FACILITIES

Type Action (Consent)

Preferred Date May 28, 2019

Absolute Date May 28, 2019

Fiscal Impact Yes

Dollar Amount $73,000.00

Budgeted Yes

Budget Source Measure A

Background/Analysis:

Under the direction of Vice Chancellor Sata the ADA Compliance Strike Team solicited a proposal from Kitchell Construction for Project Management of the design and construction phases of two (2) chair lifts, specifically the Laney Music Room G-189 and the Swimming Pool Chair Lift. The vendor was solicited pursuant to Peralta Community College District Resolution 18/19-66 to, "Expedite the retention of experts for purposes of completing work as provided in the Amended Consent Decree."

Kitchell Construction will:
- Manage Architect Sally Swanson & Associates to develop architectural design and drawings to complete code compliant construction documents
- Provide site supervision and coordination between the general contractor and all vendors
- Close-out the project in time to satisfy the consent decree.

Jim Swanson is President and CEO of the Kitchell Construction. Kitchell Construction's Oakland office is located at 1901 Harrison Street, Suite 1100 Oakland, CA, 94612. https://www.kitchell.com

Deliverables and Scope of Work:

I. Design Coordination Services for Music Room G-189:
- Site visit
- Review of the existing as built drawings and details
- Prepare architectural construction documents and coordinate with SSA District consultant:
  - Floor plan
  - Details
  - Elevations

II. Construction Management Services for Music Room & Swimming Pool Chair Lift
- Review drawings
- Provide/review construction estimate
- Assist the District in procurement, order materials and manage vendors
- Manage project schedule
- Provide site supervision and project management

https://go.boarddocs.com/ca/peralta/Board.nsf/vpublic?open
• Closeout the project

Anticipated Completion Date:
Project completion by August 31, 2019; Term of contract through June 30, 2020.

Evaluation and Recommended Action:
The Vice Chancellor of General Services, Director of Finance and Administration, and Chancellor recommend approval of contract for Construction Management of Laney College Campus ADA Modification Projects in the amount of $73,000.00.

The Chancellor recommends approval.

File Attachments
Kitchell- Contract and CM proposal for Laney ADA-Final (1).pdf (256 KB)
Board Resolution 18-19-66 Re. Consent Decree.pdf (195 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.

Workflow
May 21, 2019 9:22 AM :: Approved by Leigh Sata. Routed to Albert Harrison for approval.
May 21, 2019 12:07 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 25, 2019 5:32 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject
8.2 Consider Approval of Contract for L. Mencos Group, Inc. for Division of the State Architect (DSA) Inspector of Record (IOR) Services for the ADA Modification Projects at Laney College in the Amount of $24,380.00. Presenter: Vice Chancellor Sata

Meeting
May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category
8. CONSENT CALENDAR - FACILITIES

Type
Action (Consent)

Preferred Date
May 28, 2019

Absolute Date
May 28, 2019

Fiscal Impact
Yes

Dollar Amount
$24,380.00

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.) Under the direction of Vice Chancellor Sata the ADA Compliance Strike Team solicited a proposal from L. Mencos Group, Inc. for Division of the State Architect (DSA) Inspector of Record (IOR) for the ADA Modification Projects to include three (3) chair lifts, specifically the Laney Music Room G-189, Swimming Pool Chair Lifts, and campus signage. In order to meet the conditions of the court decree, the District may be required to seek retroactive approval with the assistance of the DSA inspector and ADA strike team.

The vendor was solicited pursuant to Peralta Community College District Resolution 18/19-66 to, "Expedite the retention of experts for purposes of completing work as provided in the Amended Consent Decree."

L. Mencos Group, Inc. will work as Inspector of Record (IOR), as outlined in Title 24 on the ADA Modification projects to include:
• ADA improvement at Music Room # 189A, including a New Chair Lift
• Install 2 New ADA Chair Lifts at Swimming Pools
• Signage for the Campus

Luis F. Mencos is President of L. Mencos Group, Inc. L Mencos Group, Inc. is located at 3476 Lenard Drive Castro Valley, CA 94546. L. Mencos Group, Inc was incorporated in 2008 and is registered with the Department of Industrial Relations.

Deliverables and Scope of Work:
Working under the direction of the Architect of Record (AOR) and in cooperation with the Construction Manager and the District L. Mencos Group, Inc. will:

- Coordinate with the Project Manager, Construction Manager, Geotechnical Firm, Testing Lab, Architect and other sub consultants as needed through the duration of the project.
- Inspect all portions of the work to comply with the requirements of the approved construction documents and all District standards.
- Inspect work for quality and identifies, documents and reports all construction deviations from the requirements outlined in the DSA approved documents and/ or District standards and distribute reports to the design team.
- Immediately reports any Health and Life Safety related items.
- Assists the District in project closeout with DSA.
- Submit DSA forms throughout the construction schedule, upload DSA documents to DSA box.
- Finalize and attain signoff of project deviations prior to final DSA submission.

Scope of work anticipates 53 working days between June 1, 2019, and August 15, 2019, at 4 hours/day.

**Anticipated Completion Date:**
Project completion by August 31, 2019;
Term of contract through June 30, 2020.

**Evaluation and Recommended Action:**

The Vice Chancellor of General Services, Director of Finance and Administration, and Chancellor recommend approval of contract for L. Mencos Group, Inc. for Inspector of Record (IOR) Services for the ADA Modification Projects at Laney College in the Amount of $24,380.00.

The Chancellor recommends approval.

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**File Attachments**
- L. Mencos Group-Contract and IOR Proposal- Laney ADA.pdf (195 KB)
- Board Resolution 18-19-66 Re. Consent Decree.pdf (195 KB)

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**Workflow**

**Workflow**
May 21, 2019 2:52 PM :: Submitted by Jamille Teer. Routed to Jamille Teer for approval.
May 21, 2019 2:55 PM :: Approved by Jamille Teer. Routed to Leigh Sata for approval.
May 21, 2019 4:49 PM :: Approved by Leigh Sata. Routed to Albert Harrison for approval.
May 21, 2019 5:10 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 25, 2019 5:32 PM :: Forced Approval by Brenda Martinez as the document publisher.

**Subject**

8.3 Consider Approval of Contract for J.H. Fitzmaurice Inc. for construction of the ADA Modification Projects at Laney College in the Not-to-Exceed (NTE) Amount of $283,205.24
Presenter: Vice Chancellor Sata

**Meeting**
May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category**
8. CONSENT CALENDAR – FACILITIES

**Type**
Action (Consent)

**Preferred Date**
May 28, 2019

**Absolute Date**
May 28, 2019

**Fiscal Impact**
Yes

**Dollar Amount**
$283,205.24

**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.)
Under the direction of Vice Chancellor Sata the ADA Compliance Strike Team solicited a proposal from J.H. Fitzmaurice Inc. for construction of three (3) chair lifts, specifically the Laney Music Room G-189 and the Swimming Pool Chair Lift.

The vendor was solicited pursuant to Peralta Community College District Resolution 18/19-66 to, " Expedite the retention of experts for purposes of completing work as provided in the Amended Consent Decree."
J.H. Fitzmaurice Inc. will demolish and remove existing chair, fabricate and install new railing, complete carpentry work to ready site for installation of new chair, install new floor covering, relocate power source, and coordinate chair installation with sub contractor.

Contact information for J.H. Fitzmaurice Inc.:
2857 Hannah Street
Oakland, CA 94608
http://www.jhfitzmaurice.com
(510) 444-7561

Deliverables and Scope of Work:
Construction contract will include:
- Demolition and removal of existing chair lift
- Furnishing and installation of upper platform metal guardrail
- Rebuilding and restoration lift areas, building wall and curb platforms to meet code requirements
- Raising steps 1" to 2" as shown in specification drawings
- Installation of new floor coverings
- Coordination and scheduling subcontractor installation of new chair lifts
- Relocation of power supply and hook up for new chair lifts

Scope of work includes asbestos abatement, HC lifts by Owner's subcontractor, and permit fees. Not-to-Exceed price includes $20,000.00 project contingency fee.

Anticipated Completion Date:
Project completion by August 31, 2019;
Term of contract through June 30, 2020.

Evaluation and Recommended Action:
The Vice Chancellor of General Services, Director of Finance and Administration, and Chancellor recommend approval of contract for J.H. Fitzmaurice Inc. for Construction of the ADA Modification Projects at Laney College in the amount Not-to-Exceed (NTE) amount of $283,205.24.

The Chancellor recommends approval.

File Attachments
J.H. Fitzmaurice Inc.-Contract and Proposal Laney ADA.pdf (185 KB)
Board Resolution 18-19-66 Re. Consent Decree.pdf (195 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.

Workflow
Workflow
May 21, 2019 12:01 PM :: Submitted by Jamille Teer. Routed to Leigh Sata for approval.
May 21, 2019 3:18 PM :: Rejected by Jamille Teer
May 21, 2019 4:54 PM :: Submitted by Jamille Teer. Routed to Jamille Teer for approval.
May 21, 2019 4:56 PM :: Approved by Jamille Teer. Routed to Leigh Sata for approval.
May 21, 2019 6:29 PM :: Approved by Leigh Sata. Routed to Albert Harrison for approval.
May 21, 2019 6:40 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 25, 2019 5:32 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject
8.4 Consider Approval of Measure A Bond Budget Transfer and Appropriations for Program Management (No. 127). Presenter: Vice Chancellor Sata

Meeting
May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category
8. CONSENT CALENDAR - FACILITIES

Type
Action (Consent)

Preferred Date
May 28, 2019

Absolute Date
May 28, 2019

Fiscal Impact
No

Dollar Amount
$500,000.00
Budgeted: Yes

Budget Source: Measure A General Obligation Bond (Fund 63)

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

An initial allocation of approximately $2.6M was provided for District-wide Signage under the Measure A bond spending plan, approved by the Board in 2009. A subsequent allocation of $250,000 was approved in the 2014-15 fiscal year, bringing the budget to $2,930,500. Since that time, the balance has decreased through the implementation of the Measure A Signage program, and the current amount remaining in this budget is approximately $950,000.

At this time, District staff is asking the Board to approve a fund transfer from the District-wide Signage project to the District-wide Planning Budget. This fund transfer will support District’s planning initiatives, including the State funded process of developing Initial Project Plans (IPP) and Final Project Plans (FPP).

Deliverables and Scope of Work:

Budget Transfer #127 will transfer funds in the amount of $500,000 from District-wide Signage (#2334) to District-wide Planning (#2407). This transfer will support the District’s development of project funding sources. Funds are being moved from Measure A District-wide Signage project, which will be re-allocated from other sources, if needed.

<table>
<thead>
<tr>
<th>#</th>
<th>Project Name</th>
<th>Current Budget</th>
<th>Revised Budget</th>
<th>Transfer Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2407</td>
<td>District-Wide Planning Budget</td>
<td>0</td>
<td>$500,000</td>
<td>$500,000</td>
</tr>
<tr>
<td></td>
<td><strong>Total Transfer:</strong></td>
<td></td>
<td><strong>$500,000</strong></td>
<td></td>
</tr>
<tr>
<td>2334</td>
<td>District-Wide Signage Project</td>
<td>$2,930,500</td>
<td>$2,430,500</td>
<td><strong>$500,000</strong></td>
</tr>
<tr>
<td></td>
<td><strong>Total Transfer:</strong></td>
<td></td>
<td></td>
<td><strong>$500,000</strong></td>
</tr>
</tbody>
</table>

Source of Funds (and Fiscal/Budgetary Impact):

Measure A, approved by the voters and authorized under in Resolution 05/06-45, provide for District-wide support services, including the development of alternative funding sources. This project transfer meets these Bond Guidelines (see Measure A Exhibit A-1, attached). In addition, the Budget Transfer 127 form (BT 127) is attached for reference.

Anticipated Completion Date:

The anticipated budget transfer completion date is within 30 days of Board Approval.

Evaluation and Recommended Action:

N/A

File Attachments:
- Measure_A_Exhibit_A-1.pdf (14 KB)
- BT 127 - District-Wide Planning.pdf (3,663 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.

Workflow:

May 10, 2019 2:27 PM :: Submitted by Andrea Stokes. Routed to Leigh Sata for approval.
May 20, 2019 12:51 PM :: Approved by Leigh Sata. Routed to Albert Harrison for approval.
May 20, 2019 1:41 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 24, 2019 4:03 PM :: Rejected by Brenda Martinez
May 24, 2019 4:08 PM :: Submitted by Andrea Stokes. Routed to Jamille Teer for approval.
May 24, 2019 4:09 PM :: Approved by Jamille Teer. Routed to Leigh Sata for approval.
May 24, 2019 4:30 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject: 8.5 Consider Approval of Measure A Bond Budget Transfer and Appropriations for the Air School Modernization (No. 126). Presenter: Vice Chancellor Sata

Meeting: May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 8. CONSENT CALENDAR - FACILITIES

Type: Action (Consent)
Preferred Date: May 28, 2019
Absolute Date: May 28, 2019
Fiscal Impact: No
Dollar Amount: $250,000.00
Budgeted: Yes
Budget Source: Measure A General Obligation Bond (Fund 63)

Background/Analysis: (Please discuss this item. If a Vendor is involved, please include the company name as well as the individual.)
College of Alameda (and its constituents) have agreed to transfer Measure A funds from the “mold abatement project” to the “Air School modernization project.” The additional funds are to support the modernization of the facility as part of the US EDA grant, which is time sensitive. The funds are required to begin an RFP process for architecture and engineering services. The mold abatement project is complete and the remaining abatement funds will be used as a contingency for unforeseen hazards.

Deliverables and Scope of Work:
Funds for the Air School modernization project were allocated initially with a Board approved budget transfer (#119 on 6/12/18) to modernize the College of Alameda Air School. This budget transfer is in line with the desires of the College of Alameda and the permitted uses of Measure A.

<table>
<thead>
<tr>
<th>#</th>
<th>Project Name</th>
<th>Current Budget</th>
<th>Revised Budget</th>
<th>Transfer Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>2365</td>
<td>Air School Modernization</td>
<td>$525,000</td>
<td>$775,000</td>
<td>$250,000</td>
</tr>
<tr>
<td></td>
<td><strong>Total Transfer:</strong></td>
<td></td>
<td></td>
<td><strong>$250,000</strong></td>
</tr>
<tr>
<td>2467</td>
<td>Mold Abatement Project</td>
<td>$500,000</td>
<td>$250,000</td>
<td>$250,000</td>
</tr>
<tr>
<td></td>
<td><strong>Total Transfer:</strong></td>
<td></td>
<td></td>
<td><strong>$250,000</strong></td>
</tr>
</tbody>
</table>

Budget Transfer #126 - Transfers funds from College of Alameda Mold Abatement Project (#2467) $250,000 to College of Alameda Air School Modernization (#2365) $2502,000 to support the modernization of the facility as part of the US EDA grant.

This project meets the Bond Guidelines (See Funds Section).

Source of Funds (and Fiscal/Budgetary Impact):

Measure A, approved by the voters in Peralta’s constituency and authorized under in Resolution 05/06-45, Exhibit A-1 (attached), District- Wide support services for the “acquisition, construction, repair, refurbishment, equipping, upgrading and modernization of classrooms, campuses, buildings, facilities, and grounds throughout the District.”

Anticipated Completion Date:
The anticipated budget transfer completion date is within 30 days of Board Approval.

Evaluation and Recommended Action:

N/A

File Attachments

BT 126 - Measure_A_Budget_Transfer - COA Air School.pdf (4,023 KB)
MeasureA_ExhibitA1_BondProjectList.pdf (14 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.

Workflow
9. CONSENT CALENDAR - HUMAN RESOURCES

Subject 9.1 Consider Approval of the Proposed 2019-2022 District Staffing Plan (First Reading). 
Presenter: Vice Chancellor Whittaker

Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 9. CONSENT CALENDAR - HUMAN RESOURCES

Type Action (Consent)

Preferred Date May 28, 2019

Absolute Date May 28, 2019

Fiscal Impact No

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

Workforce planning is essential to understanding the resources that the District needs to operate successfully and meet its institutional goals. Effective planning is a District-wide effort that requires analysis, collaboration, and action by District leaders, departments, and staff. A streamlined Staffing Plan serves as a document to help the District and the Colleges collectively and effectively evaluate current needs and to proactively plan for the future of our educational institution. The Staffing Plan provides guidance to the Colleges and District Office when analyzing and prioritizing staffing needs. It's a flexible approach that provides systematic evaluation to review and revise processes and assumptions, and relies on the District’s Planning Council and the Chancellor’s Cabinet to make recommendations based on each council's and group’s unique requirements and priorities.

This Staffing Plan does not provide a list of specific positions to add or fill over a three-year period but rather presents a simple decision model to be used when the District is faced with filling new management, classified, and faculty positions to achieve or retain optimum staffing levels within fiscal constraints.

The initial 2016-2019 Staffing Plan was presented to the Chancellor’s Cabinet on May 23, 2016. It was then forwarded to the Resource Allocation Task Force for Classified Staffing and the Policy and Budget Council on May 27, 2016, for review and feedback. The 2019-2022 District Staffing Plan is an update to the initial 2016-2019 District Staffing Plan.

The 2019-2022 District Staffing Plan is being submitted to the Board at its May 28, 2019, meeting as a first reading. The Plan will be on the June 11, 2019, Board meeting agenda as a second reading and for approval by the Board.

Deliverables and Scope of Work:

Anticipated Completion Date:

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments

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.
Workflow

May 7, 2019 6:33 PM :: Submitted by Socorro Taylor. Routed to Chanelle Whittaker for approval.
May 9, 2019 6:32 PM :: Approved by Chanelle Whittaker. Routed to Fran White for approval.
May 21, 2019 5:08 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject


Meeting

May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

9. CONSENT CALENDAR - HUMAN RESOURCES

Type

Action (Consent)

Preferred Date

May 28, 2019

Absolute Date

May 28, 2019

Fiscal Impact

No

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

In support of equal employment opportunities and the diversification of the workforce, Title 5 requires each community college to develop an Equal Employment Opportunity (EEO) Plan, to be adopted by the governing board of each district. Each plan must include a policy statement, information on training and notification requirements, complaint procedures, an analysis of the workforce, and measures to address equal employment opportunities.

The District's 2019-2022 EEO Plan is an update to the 2016-2019 EEO Plan, which was adopted by the Board of Trustees on June 14, 2016. Just like the 2016-2019 EEO Plan, the District’s 2019-2022 EEO Plan was developed and supported by constituent groups through the shared governance process, including the EEO Advisory Committee, the Planning and Budget Council, and the Chancellor’s Cabinet. The EEO Plan reflects the District’s commitment to equal employment opportunities.

The 2019-2022 EEO Plan will be published on the District's Human Resources' website after the Board’s adoption of the Plan.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments


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.

Workflow

May 21, 2019 3:25 PM :: Submitted by Socorro Taylor. Routed to Chanelle Whittaker for approval.
May 21, 2019 3:27 PM :: Approved by Chanelle Whittaker. Routed to Fran White for approval.
May 21, 2019 5:08 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject


Meeting

May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

9. CONSENT CALENDAR - HUMAN RESOURCES
The State Chancellor's Office requires that community college districts meet the Equal Employment Opportunity Multiple Method Allocation Model in order to qualify for additional funding from the allocation of the Equal Employment Opportunity (EEO) Funds for the purpose of promoting equal employment opportunities. For the Fiscal Year 2018-2019, the District received the maximum allocation of $50,000 because it met all the requirements for the 2017-2018 Fiscal Year. It is estimated that the EEO funds will, once again, be allocated by the State Chancellor's Office pursuant to the Multiple Method Allocation Model for the Fiscal Year 2018-2020. At this time, the amount of the allocation has not been determined.

In order to qualify for EEO funding, it is mandatory for each District to:
1. Submit a board-adopted EEO Plan to the Chancellor's Office at least every 3 years;
2. Establish an EEO Advisory Committee to assist in the development and implementation of the EEO Plan; and
3. Submit an Expenditure/Performance Reports for the 2017-2018 fiscal year.

The Certification Form is required to be submitted to the State Chancellor's Office no later than June 1, 2019.

Deliverables and Scope of Work:

Anticipated Completion Date:
June 1, 2019 (Certification Form's Submission Deadline to the State Chancellor's Office)

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments
2018-2019 EEO Multiple Method Allocation Certification Attachment 1 of 5 Revised.pdf (9,332 KB)
2018-2019 EEO Multiple Method Allocation Certification Attachment 2 of 5.pdf (10,444 KB)
2018-2019 EEO Multiple Method Allocation Certification Attachment 3 of 5.pdf (3,024 KB)
2018-2019 EEO Multiple Method Allocation Certification Attachment 4 of 5.pdf (7,346 KB)
2018-2019 EEO Multiple Method Allocation Certification Attachment 5 of 5.pdf (9,164 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.

Workflow
May 21, 2019 3:55 PM :: Submitted by Socorro Taylor. Routed to Chaneil Whittaker for approval.
May 21, 2019 4:00 PM :: Approved by Chanelle Whittaker. Routed to Fran White for approval.
May 21, 2019 5:07 PM :: Forced Approval by Brenda Martinez as the document publisher.

10. ACTION ITEMS

Subject 10.1 Consider Approval of Acting Chancellor White's Goals and Objectives. Presenter: Acting Chancellor White

Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 10. ACTION ITEMS

Type Action

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

Deliverables and Scope of Work:

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

File Attachments
PCCD Acting Chancellor Priority Goals and Timelines-Final.pdf (79 KB)

Subject 10.2 Consider Approval of the PCCD goals aligned with the State's Vision for Success. Presenter: Acting Chancellor White

Meeting May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category 10. ACTION ITEMS

Type Action

Preferred Date May 28, 2019

Absolute Date May 28, 2019

Fiscal Impact No

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

The State Chancellor’s Vision for Success Goals specifically asks that governance groups and trustees are included in the alignment of district goals to the Vision for Success Goals. Until now, there has been much activity around developing the draft goals to align with the State Chancellor’s Vision for Success Goals. A description is provided below.

In 2018, the former Chancellor held a Planning and Budgeting Integrated Model (PBIM) retreat. During the retreat, President Gulkerson led the group of faculty, staff and administrators through a Strengths, Weaknesses, Opportunities, and Threats (SWOT) analysis of the District. As a result of the SWOT exercise, the Chancellor appointed a group to review the SWOT results, review the Vision for Success Goals, and develop a draft alignment of PCCD goals with the state goals.

The taskforce group began meeting in September 2018. The group included the following members: Rupinder Bhatia, Director, IT Services; Brandi Howard, Contracts & Legal Affairs; Jason Cifra, VC Student Services; Victoria Menzie, Director, Business & Administrative Services; Brandon Christian, Staff Assistant; Mario Rivas, President, Academic Senate; and Jason Cole, former VC, IT.

A first draft of the goals was presented to the Participatory Governance Council (PGC) on September 28, 2018. As a result of this meeting, the taskforce group met again to further revise the document. The new document was placed on the November 30th agenda as an action item. It was tabled due to the ACCJC initial letter received by the District and colleges. The second draft was again presented to the PGC at the January 25, 2019 PGC meeting. The PGC requested input from the Vice Chancellors, College Participatory Governance and PBIM committees.

Once feedback and input was received, a small group of the original taskforce met to incorporate the feedback into one document. On April 24th the PGC requested that the document be reviewed once again on the campuses. The presidents then, reviewed the final document making minor revisions. Finally, the four college presidents submitted the document for review to their respective college councils prior to Board review on May 28, 2019.

The Board is being asked to review the proposed goals and offer input. The first reading is May 28th and the second reading will be June 11th when final approval will be requested. The document is due to the State Chancellor’s Office June 30, 2019.

Deliverables and Scope of Work:
N/A

Anticipated Completion Date:
N/A

Evaluation and Recommended Action:
N/A

File Attachments
FinalPCCD ALIGNEDGoals 05212019.pdf (98 KB)
StatePCCD Goals - Final Draft 5.21.19 v1.pdf (79 KB)
10.3 Consider Approval of the Peralta Community College District Five-Year Integrated Financial Plan. Presenter: Vice Chancellor Harrison

Meeting
May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category
10. ACTION ITEMS

Type
Action

Preferred Date
May 28, 2019

Absolute Date
May 28, 2019

Fiscal Impact
No

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

On November 20, 2018, the Accrediting Commission for Community and Junior Colleges (ACCJC) sent a letter to the college Presidents and Chancellor requesting a Five-Year Integrated Financial Plan as cited from the 2016 ACCJC Recommendations. In addition, ACCJC stated several areas of concern in relation to PCCD’s financial status, enrollment decline and executive level staff turnover rate. PCCD began to write the Plan with consistent review by District shared governance committees. PCCD was granted the ability to submit this plan by May, 2019.

Offered for approval here is the final draft of the Five-Year Integrated Financial Plan.

Deliverables and Scope of Work:
N/A

Anticipated Completion Date:
N/A

Evaluation and Recommended Action:
The Chancellor recommends approval.

File Attachments
Addendum to PCCD Integrated Financial Plan.pdf (435 KB)

Workflow
Workflow
May 20, 2019 11:43 AM :: Submitted by Richard Ferreira. Routed to Albert Harrison for approval.
May 20, 2019 12:37 PM :: Approved by Albert Harrison. Routed to Fran White for approval.
May 21, 2019 5:07 PM :: Forced Approval by Brenda Martinez as the document publisher.

10.4 Consider Approval of Resolution 18/19-63 to Reduce/Eliminate Certain Services and Provide Related Layoff Notices Due to Lack of Funds. Presenter: Vice Chancellor Whittaker

Meeting
May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category
10. ACTION ITEMS

Type
Action

Preferred Date
May 28, 2019

Absolute Date
May 28, 2019

Fiscal Impact
Yes

Budgeted
Yes

Budget Source
Basic Skills and Student Outcomes Transformation (BSSOT) Grant

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 funds, effective July 29, 2019:

Position Title: Project Manager

Payroll FTE: 1.0

https://go.boarddocs.com/ca/peralta/Board.nsf/vpublic?open
The Project Manager position was funded by the Basic Skills and Student Outcomes Transformation (BSSOT) Grant from the State Chancellor's Office. The funding ended in December 2018, and the final report was submitted on May 1, 2019. The funding for the BSSOT Grant was not renewed; therefore, the Project Manager position is being eliminated effective July 29, 2019.

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**

- 05-28-19 Resolution to eliminate Project Manager Position at BCC.pdf (16 KB)
- 05-28-19 Position Elimination_BSSOT PM at BCC.pdf (76 KB)

**Workflow**

Workflow

May 7, 2019 2:41 PM :: Submitted by Socorro Taylor. Routed to Chanelle Whittaker for approval.
May 9, 2019 6:32 PM :: Approved by Chanelle Whittaker. Routed to Fran White for approval.
May 21, 2019 5:07 PM :: Forced Approval by Brenda Martinez as the document publisher.

**Subject**

10.5 Consider Ratification of Amendment #5 to an Existing Agreement with Johnson Controls (formerly Tyco/SimplexGrinnell) for District-wide Fire System Testing, Inspection, Repair and Maintenance (RFP No. 13/14-15) in the amount of $209,919.01. Presenter: Vice Chancellor Sata

**Meeting**

May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category**

10. ACTION ITEMS

**Type**

Action

**Preferred Date**

May 28, 2019

**Absolute Date**

May 28, 2019

**Fiscal Impact**

Yes

**Dollar Amount**

$209,919.01

**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 January 21, 2014, the Board approved a contract for Johnson Controls (then Tyco/SimplexGrinnell) in the amount of $410,391.00. Subsequently, there have been four (4) approved amendments to the contract, as shown in table 1.1.

<table>
<thead>
<tr>
<th>Description &amp; Board Approval</th>
<th>Amount</th>
<th>Contract Timeframe</th>
</tr>
</thead>
<tbody>
<tr>
<td>Base Contract (January 21, 2014)</td>
<td>$410,391.00</td>
<td>1/1/14 to 12/31/16</td>
</tr>
<tr>
<td>Amendment #1 (March 11, 2015)</td>
<td>$120,000.00</td>
<td>6/1/14 to 6/30/17</td>
</tr>
<tr>
<td>Amendment #2 (September 14, 2016)</td>
<td>$2,246.00</td>
<td>No change</td>
</tr>
<tr>
<td>Amendment #3 (December 19, 2016)</td>
<td>$901.19</td>
<td>No change</td>
</tr>
<tr>
<td>Amendment #4 (June 27, 2017)</td>
<td>$383,933.50</td>
<td>7/1/17 to 6/30/19</td>
</tr>
<tr>
<td>Total of approved contract &amp; amendments:</td>
<td>$917,471.69</td>
<td></td>
</tr>
</tbody>
</table>
Deliverables and Scope of Work:
The scope of work described in Request for Proposal (RFP No. 13/14-15) includes all labor, materials, equipment and supervision necessary to perform inspection, testing, maintenance and repairs to the fire alarm system at all District sites. The scope of work also includes sprinkler/standpipe systems, fire hose cabinets, inspection and testing of risers, and kitchen fire suppression systems. The work will be done in accordance with applicable laws, codes and standards.

The Board is now asked to approve Amendment #5 to the contract, as described in Table 1.2.

Table 1.2

<table>
<thead>
<tr>
<th>Description of Proposals</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. January 18, 2018: Scope of work described in memo from previous Director of Capital Projects &amp; Facilities to previous Chancellor.</td>
<td>$162,310.00</td>
</tr>
<tr>
<td>2. December 18, 2018: Service Invoice for Merritt College - Network cards and panels not communicating properly. Replacements and other work to mitigate completed.</td>
<td>$12,802.14</td>
</tr>
<tr>
<td>3. February 4, 2019: Proposal and service agreement for system repairs per project list dated January 29-30. Short circuiting &amp; ground faults, programming and testing, once devices are repaired.</td>
<td>$43,325.00</td>
</tr>
<tr>
<td>4. March 28, 2019: Proposal and service agreement for work associated with list developed to repair various panels and devices at Laney College.</td>
<td>$16,576.00</td>
</tr>
<tr>
<td>5. May 8, 2019: Proposal and service agreement to troubleshoot various devices at Laney College and repair, including network initiation and battery replacement.</td>
<td>$4,905.87</td>
</tr>
<tr>
<td>Amendment #5 (this approval): Total of memo, invoice, and proposals &amp; service agreements (Attachment 1):</td>
<td>$209,919.01</td>
</tr>
<tr>
<td>Previously Board approved contract and amendments #1 through #4 (from table 1.1, above):</td>
<td>$917,471.69</td>
</tr>
<tr>
<td>Total contract and all amendments for this vendor, if approved: $1,127,380.70</td>
<td></td>
</tr>
</tbody>
</table>

Anticipated Completion Date:
The work associated with this request will be completed by June 30, 2019.

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

File Attachments:
190528 Johnson Controls Amendment1.pdf (3,818 KB)

Workflow
May 21, 2019 2:02 PM :: Submitted by Leigh Sata. Routed to Jamille Teer for approval.
May 21, 2019 4:52 PM :: Approved by Jamille Teer. Routed to Leigh Sata for approval.
May 21, 2019 6:29 PM :: Approved by Leigh Sata. Routed to Albert Harrison for approval.
May 21, 2019 6:40 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 25, 2019 5:36 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject
10.6 Consider Ratification of Change Order #3 for C. Overaa & Co. to complete additional services on the College of Alameda New Center for Liberal Arts Project, in the amount not-to-exceed $56,265. Presenter: Vice Chancellor Sata

Meeting
May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category
10. ACTION ITEMS

Type
Action

Preferred Date
May 28, 2019

Absolute Date
May 28, 2019

Fiscal Impact
Yes

Dollar Amount
$56,265.00

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 New Center of Liberal Arts is a new classroom building located at the College of Alameda. The District entered into contract with C. Overaa & Co. in February 2017, to provide Design-Build Services for design and construction of the project. The project is now in the construction phase and the Change
Order history is listed 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>$31,465,000.00</td>
<td>2/21/17</td>
</tr>
<tr>
<td>Change Order No. 1 (included in Attachment #2)</td>
<td>$484,505.00</td>
<td>9/25/18</td>
</tr>
<tr>
<td>Change Order No. 2 (included in Attachment #2)</td>
<td>$347,083.01</td>
<td>3/12/19</td>
</tr>
<tr>
<td>Change Order No. 3 (Attachment #1 - this request)</td>
<td>$56,265.00</td>
<td>Pending Approval</td>
</tr>
<tr>
<td>New Contract Sum</td>
<td>$32,352,853.01</td>
<td></td>
</tr>
</tbody>
</table>

Jerry Overaa is the chief executive officer and Christopher Manning is the president of the company.

Contact Information
C. Overaa & Co.
200 Parr Blvd.
Richmond, CA 94801
510-234-0926
www.overaa.com

Deliverables and Scope of Work:
A single Change Order consists of the sum of multiple "potential change orders" or PCOs. Change Order #3 (this contract amendment) includes four PCOs, described below. C. Overaa & Co. will complete the following scopes and services under Change Order #3. Because this is a design-build project, the scopes of work are related to both design and construction:

<table>
<thead>
<tr>
<th>Proposal Cost #7 (PCO #7)</th>
<th>PCO #7 meets a construction requirement under CEQA. The scope of work specifically includes a Biologist, who is hired to perform a mitigation monitoring and reporting program during construction [Unforeseen Condition].</th>
<th>$1,876.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cost Proposal #12 (PCO #12)</td>
<td>In order to keep the project moving forward in a timely manner, Overaa offered to apply for the SWPPP Notice of Intent (NOI) and pay the required fees, with the understanding that they would be reimbursed [Permits].</td>
<td>$568.00</td>
</tr>
<tr>
<td>Cost Proposal #54 (PCO #54)</td>
<td>The existing onsite fire service and water lines were inadequately sized for the new loads anticipated in the new building; specifically, they did not meet the local fire requirements. The design team developed alternate solutions that did not require a new water service or additional infrastructure. This additional service addresses the fees from the architects and engineers to perform this service [Unforeseen condition].</td>
<td>$30,616.00</td>
</tr>
<tr>
<td>Cost Proposal #61 (PCO #61)</td>
<td>Per RFI responses (#18-20) furnish and install additional power outlets and data ports in various parts of the building [Owner Request].</td>
<td>$23,205.00</td>
</tr>
<tr>
<td>TOTAL:</td>
<td></td>
<td>$56,265.00</td>
</tr>
</tbody>
</table>

Anticipated Completion Date:
Most of the work has already been completed, except for the electrical/data revisions (RFIs #18 & 19). The electrical and data work will commence the week of May 22, 2019, providing floor boxes, wall receptacles and data ports. The completion of above scopes will fall within the project deadline, and there will be no schedule impact associated with this request.

Evaluation and Recommended Action:
The Facilities Project Manager, Vice Chancellor of General Service, Vice Chancellor of Finance and Administration recommend approval of this Change Order #3.

File Attachments
Attachment#1_Overaa_Amend&CO3_wPCOs.pdf (1,884 KB)
Attachment#2_Overaa_OriginalAgreement_wCO1&2.pdf (8,220 KB)

Workflow
Workflow
May 20, 2019 11:36 AM :: Approved by Leigh Sata. Routed to Albert Harrison for approval.
May 20, 2019 12:38 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 25, 2019 5:36 PM :: Forced Approval by Brenda Martinez as the document publisher.

Subject
10.7 Consider Ratification of Independent Contractor/Consulting (ICC) Services Contract Agreement with Alma Strategies to Develop Final Project Proposals (FPP) for the College of Alameda Aviation Complex and Merritt College Kinesiology Physical Training project in the amount of $90,000. Presenter: Vice Chancellor Sata
Meeting: May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category: 10. ACTION ITEMS

Type: Action

Preferred Date: May 28, 2019

Absolute Date: May 28, 2019

Fiscal Impact: Yes

Dollar Amount: $90,000.00

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.)

On March 22, 2019, the California State Chancellor’s Office issued a list of approved “Initial Project Plans” (IPPs) eligible to be converted into “Final Project Plans” (FPPs). Once the IPP is processed and approved, that project may be submitted as an FFP and evaluated for state funding. The College of Alameda Aviation Complex and Merritt College Kinesiology Physical Training project received competitive project scores. The College of Alameda Aviation Complex scored 174 and the Merritt College Modernization Bldgs. E and F (Kinesiology and Physical Training) scored 140. Projects with scores of 140 and above prove to be the most competitive.

The District conducted an Informal Request for Proposal (RFP) process, contacting five qualified professional firms and individuals who have the expertise to prepare the project FPPs. The selected consultant will establish project justification, project scope, and estimated cost for implementation of all acquisition, infrastructure, facility, and system projects for both projects. Alma Strategies, TBP Architects, Steinberg Architects, Merle Cannon, and Eric Mittsteadt were contacted. Alma Strategies was selected. Below are the results of the informal RFP process.

<table>
<thead>
<tr>
<th>Consultant</th>
<th>Fee Proposal</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alma Strategies</td>
<td>$90,000</td>
</tr>
<tr>
<td>TBP Architects</td>
<td>Late Proposal</td>
</tr>
<tr>
<td>Steinberg Architects</td>
<td>Declined</td>
</tr>
<tr>
<td>Merle Cannon</td>
<td>Declined</td>
</tr>
<tr>
<td>Eric Mittsteadt</td>
<td>Declined</td>
</tr>
</tbody>
</table>

ALMA Strategies is a community college facilities strategic planning firm.

Their contact information is:
Bobby Khusal, Director
ALMA Strategies
1303 J Street #500
Sacramento, CA 95814
415-545-5555
Email: bobby@almastrategies.com

Deliverables and Scope of Work:
ALMA will complete the following scope of work in preparation of the FPP:

CORE SERVICES:
A. Review the Initial Project Proposal (IPP) and Five Year Construction Plan (SYCP) prior to the initial kick-off meeting and outline any project parameters, constraints, potential challenges, etc. Analyze how this project proposal will affect the College on an overall capital outlay planning level.

B. Work with facility user groups to develop a building program (JCAF 31) to ensure that the proposed facility is State supportable and as competitive as possible for funding approval. This includes meeting with user groups and management of user expectation through communication of any State funding parameters, such as capacity load ratios.

C. Work with an Architect to complete the preliminary site plan, floor plan layouts, and elevation drawings associated with the FPP.

D. Estimate total project cost (JCAF 32) based on the building program and preliminary design concepts. Analyze the maximum eligibility for receiving Group II Equipment funding from the State for the proposed project and provide an equipment cost estimate (JCAF 33).

E. The State Administrative Manual (SAM) section of the FPP is critical for the justification of a project’s need. Prepare the SAM section of the FPP with a clear understanding of the specific type of information that the State will be looking for when reviewing the FPP for approval.

F. Input FPP information into the State FUSION database. Analyze the FPP project information as it affects the Five-Year Construction Plan to ensure that the proposed project scope is as State supportable as possible.

G. Provide a draft of each FPP to the College for review. Any revisions will be made prior to final submittal to the District Office and State.
H. Provide the District and College each with one hard copy of the FPP document. Also, provide two hard-copies of the FPP document for signature and submittal to the State Chancellor's Office. Hand-deliver the FPP document to the State Chancellor's Office.

I. After submittal of the FPP to the State, answer State Chancellor's Office questions and complete any document revisions requested by the State Facilities Planning Unit (FPU) Specialist during proposal review. Work with the District/College to ensure that proposal review is conducted in a timely and thorough fashion.

**Anticipated Completion Date:**

ALMA Strategies will complete the proposed scope of services outlined above and deliver documents to the District no later than June 30, 2019 (or at an earlier/later date set by the College). At that time, the work will also be completed within the FUSION system.

**Evaluation and Recommended Action:**

The Director of Facilities Planning and Development, Vice Chancellor of General Services, and Chancellor recommend ratification of the Independent Contractor/Consulting (ICC) services contract agreement with Alma Strategies. The scope of work is to develop FPPs for College of Alameda Aviation Complex and Merritt College Kinesiology Physical Training project in the amount of $90,000.

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**File Attachments**

- ALMA Strategies Contract and FPP Proposal 2019 (1).pdf (384 KB)
- Modernize_Aviation_Complex.pdf (301 KB)
- Modernize_Bldgs_E_and_F_Kinesiology_and_Physical_Training (2).pdf (300 KB)

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**Workflow**

Workflow

- May 21, 2019 6:28 PM :: Approved by Leigh Sata. Routed to Albert Harrison for approval.
- May 21, 2019 6:40 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
- May 25, 2019 5:39 PM :: Forced Approval by Brenda Martinez as the document publisher.

**Subject**

10.8 Consider Approval of Amendment No. 2 for a contract extension with Alameda County Sheriff's Office to provide police services to the Peralta Community College District for an additional one (1) year term in the amount of $4,146,842.31. Presenter: Vice Chancellor Sata

**Meeting**

May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

**Category**

10. ACTION ITEMS

**Type**

Action

**Preferred Date**

May 28, 2019

**Absolute Date**

May 28, 2019

**Fiscal Impact**

Yes

**Dollar Amount**

$4,146,842.31

**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 June 23, 2015, the Governing Board of Trustees approved the original contract agreement for Alameda County Sheriff's security services for the period from July 1, 2015 until June 30, 2018 (3 year term). The Alameda County Sheriff's Office administered this contract on behalf of the County of Alameda. The original contract enabled the Governing Board of Trustees to extend the contract for an additional one (1) or two (2) years for a total not exceed five (5) years. On January 20, 2018 the Governing Board of Trustees approved a one-year Amendment for the 2018-2019 year. The District is now seeking a final one-year Amendment for the 2019-2020 year.

**Contract History**

<table>
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<tr>
<th>Descriptions</th>
<th>Amounts</th>
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<tbody>
<tr>
<td>Original Agreement (3 year term) – Attachment #1</td>
<td>$10,521,915.45</td>
<td>06-23-2015</td>
</tr>
<tr>
<td>Amendment #1 (1 year term) – Attachment #1</td>
<td>$4,518,384.96</td>
<td>01-26-2018</td>
</tr>
<tr>
<td>Amendment #2 (1 year term) – Attachment #2</td>
<td>$4,146,842.31</td>
<td>Seeking Approval</td>
</tr>
<tr>
<td><strong>TOTAL:</strong></td>
<td><strong>$19,187,142.72</strong></td>
<td></td>
</tr>
</tbody>
</table>

**Deliverables and Scope of Work:**
The Peralta Community College District secured a contract with ACSO in 1995, after eliminating its own Peralta police force due to a tragic shooting of its Chief of Police. ACSO provides security to AC Transit, some hospitals in Alameda county, and has provided services to Peralta since its original contract in 1995. The current contract extension is for one year, while the Board of Trustees review and assess the best long term solution going forward. The existing contract with the Alameda County Sheriff Office (ACSO) will end June 30, 2016. As a result, a contract renewal is warranted for police services continuation. Providing sworn police deputies to maintain safety of life and property (assets), and monitor Peralta’s campuses is essential. Under the new contract extension (Attachment #2), the Sheriff’s Office will continue to provide:

- Law enforcement services on a daily basis, 16 hours/day basis from Monday through Friday, excluding holidays, at the Laney College, (roaming services) for Merritt College, College of Alameda, including the Aviation Building.
- Alarm monitoring and public inquiry services on a daily 24/7 basis through the Dispatch Command Center located at the District’s Administrative Center.
- Parking enforcement district-wide.
- Related administrative and crime statistical reporting services to the colleges, Administrators, Governing Board of Trustees, members of the public as required by law, especially the Clery Act.
- Provision of badge photography and processing for employees, contractors, and vendors to help ensure security.
- The proposed contract renewal will engage:
  - One (1) Lieutenant
  - One (1) Sergeant
  - Seven (7) Sheriff’s Deputies
  - Six (6) Sheriff’s Technicians

The benefits of ACSO performing the above services includes:

- Providing training and hiring of sheriffs and technicians at a lower cost;
- Training campus safety aides at the Merritt College Justice Academy for the District; and
- Offering Active Shooter Trainings with products, tools, and resources to help the Peralta community to prepare for and respond to an active shooter incident;

**Anticipated Completion Date:**

The contract termination date is June 30, 2020.

**Evaluation and Recommended Action:**

The District’s Vice Chancellor of General Services has evaluated and recommends approval of this contract extension with the Alameda County Sheriff’s Office.

The Chancellor recommends approval.

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**File Attachments**

Attachment #1 - Alameda Sheriff Original Agreement and Amendment #1.pdf (2,903 KB)
Attachment #2 - Alameda Sheriff Amend #2.pdf (486 KB)

**Workflow**

May 20, 2019 2:40 PM :: Submitted by Jamille Teer, Routed to Leigh Sata for approval.
May 20, 2019 7:25 PM :: Approved by Leigh Sata. Routed to Albert Harrison for approval.
May 20, 2019 8:02 PM :: Approved by Albert Harrison. Routed to Legal Counsel for approval.
May 25, 2019 5:39 PM :: Forced Approval by Brenda Martinez as the document publisher.

**11. REPORTS**

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<td>Meeting</td>
<td>May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES</td>
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<td>Category</td>
<td>11. REPORTS</td>
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**12. ANNOUNCEMENTS**

**13. ADJOURNMENT**

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<td>May 28, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES</td>
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<tr>
<td>Category</td>
<td>13. ADJOURNMENT</td>
</tr>
<tr>
<td>Type</td>
<td>Action</td>
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</table>