



PERALTA COMMUNITY COLLEGE DISTRICT

SPECIAL BOARD MEETING AGENDA

Tuesday, January 5, 2016

5:30 p.m. Closed Session

6:00 p.m. – 6:30 p.m. Open Session

District Office Board Room

333 East 8th Street

Oakland, CA 94606

AGENDA

CALL TO ORDER

CLOSED SESSION (5:30 p.m.)

PUBLIC COMMUNICATION (7:05 P.M.)

At this time, the Board of Trustees will listen to communication from the public on matters that are not on the agenda and are within the Board's jurisdiction. Under provisions of the Brown Act, the Board and District staff are prohibited from discussing or taking action on oral requests that are not part of the agenda, but may respond briefly. A maximum of 15 minutes (up to 3 minutes per individual) will be provided for speakers under this agenda section, at the Board President's discretion. A speaker's card must be completed to request to address the Board. Requests to speak which cannot be honored within the time limit will be scheduled for subsequent meetings in the order received. Persons addressing items included on the agenda will be heard at the time the item is considered, and comments on tangential issues not directly related to the item may be ruled out of order. Cards must be received prior to the Board's consideration of the item and are honored in the order the cards are received. A speaker may yield time to another speaker up to a limit of 6 additional minutes, with no more than 5 speakers on the issue, where both have completed a speaker's card, and the yielder must identify him/herself to the Board. Speakers are asked to submit any materials to the Board Clerk and shall not approach the dais during meetings. (Please line-up when your name is called.) Further direction is provided in Board Policy and Administrative Procedure 2345 Public Participation at Board Meetings. <http://web.peralta.edu/trustees/board-policies/>

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CLOSED SESSION:

Public Employee Appointment (Government Code Section 54957)

- Recommendation to extend the appointment of Interim Dean of Workforce Development and Applied Sciences, Merritt College.
- Recommendation to extend the appointment of Interim Director of Facilities and Operations, District Office.
- Recommendation to appoint Director of Facilities & Operations, District Office.
- Recommendation to extend the appointment of Interim Director of Student Activities & Campus Life, College of Alameda.
- Recommendation to appoint Interim President, Berkeley City College.
- Recommendation to appoint Interim Vice President of Student Services, Berkeley City College.

Public Employee Evaluation (The Board is provided respective salaries in closed session for information purposes only, if any. The Board is reminded not to discuss personnel matters outside of closed session.)

- Chancellor

OPEN SESSION (6:00 P.M.)

PLEDGE OF ALLEGIANCE

ROLL CALL Trustees Bonilla Pr_ Ab_, Brown, Pr_ Ab_, González Yuen Pr_ Ab_, Handy Pr_ Ab_, Riley Pr_ Ab_, Withrow Pr_ Ab_, and Gulassa Pr_ Ab_, Student Trustees Abuyen Pr_ Ab_ and Hyche Pr_ Ab_.

REPORT OF ACTION TAKEN IN CLOSED SESSION

(Any public employee contracts are subject to contractual agreement by the Chancellor, and provided salaries are for informational purposes only.)

CONSENT CALENDAR

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.

BOARD MATTERS

1. Consider Approval of *ratification* for Out of State Travel pursuant to Board Policy 7400
Presenter: Chancellor Laguerre

Consider Approval of *ratification* for Out of State Travel pursuant to Board Policy 7400 for the following faculty:

Name	Travel Location	Travel Dates
Inciarte, Monique	Miami, FL	November 4, 2015 – November 8, 2015

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

Consider approval of Out of State Travel pursuant to Board Policy 7400 for the following faculty:

Name	Travel Location	Travel Dates
Cortez, Silvia	Seattle, WA	March 6, 2016 – March 9, 2016
Croley, Karen	Seattle, WA	March 5, 2016 – March 9, 2016
Kitchen, Herbert	St. Louis, MO	March 12, 2016 – March 16, 2016

EDUCATIONAL AND STUDENT SERVICES

3. Consider approval to extend Independent Contractor/Consultant Agreement, Robert Carlson for facility related services at Merritt College. **Presenter: President Ambriz-Galaviz**

Consider Board approval to extend independent contractor/consultant agreement for Robert Carlson in the amount of \$20,000 in support of vacating Building D at Merritt College. The initial contracted amount totaled \$24,940. The college is requesting to increase the amount by \$20,000 to bring the total contracted amount to \$44,940. The scope of work for Robert Carlson provides facility coordination, communication and program assessment in support of vacating Building D and occupying Building S. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: General Unrestricted.**

HUMAN RESOURCES

4. Consider Approval of Short-Term Assignments - Hiring of Non-Academic Short-Term Employees **Presenter: Vice Chancellor Largent**

Pursuant to California Education Code Section 88003, the below list contains the name, date of hire, assignment end date, position title, and site location of candidates recommended for short-term assignments in non-academic classified positions. Each

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candidate's assignment will not exceed the position title into which the candidate is assigned.

Last Name	First Name	Date of Hire	End Date	Position Title	Site
Anding	Nyagia	1/18/16	6/16/16	Instructional Assistant III	M
Chan	Ryan	1/06/16	6/10/16	Child Care Assistant II	L
Crowley	Robert	1/25/16	6/28/16	Senior Clerical Assistant	L
De Saussure	Laura	1/25/16	5/27/16	Instructional Asst/English	B
Hines	Brittany	1/06/16	6/30/16	Staff Svcs Spec/Empl Relatns	D
Hutchin	Christian	1/25/16	5/27/16	Instructional Asst/English	B
Ishii	Adena	1/25/16	5/27/16	Instructional Asst/English	B
Jones	Donna	1/06/16	6/30/16	Staff Asst/Admin (Grants)	A
Khurram	Shanzeh	1/25/16	5/27/16	Instructional Asst/English	B
Lecky	Hassan	1/06/16	6/30/16	Assistant Buyer	D
Lee	Ken	1/25/16	5/27/16	Instructional Asst/Machine Tec	L
Lockett	Aaron	1/25/16	5/27/16	Instructional Asst/English	B
Nguyen Le	Phat	1/06/16	6/30/16	Staff Asst/President's Office	A
Penner	Bradley	1/25/16	5/27/16	Instructional Asst/English	B
Prince	Dominique	1/06/16	6/30/16	Buyer	D
Ramirez	Jorge	1/06/16	2/19/16	Student Employment Spec	M
Spitzer	Andrew	1/25/16	5/27/16	Instructional Asst/English	B
Taplin	Terry	1/25/16	5/27/16	Instructional Asst/English	B
Vasquez	Yesenia	1/06/16	6/30/16	Lifeguard	L

"The District has complied with the applicable provisions of the Education Code"

FACILITIES

5. Consider Approval of Change Order No. 1 for a Contract Time Extension until February 29, 2016 with Bay Construction Company for the Merritt College Barbara Lee Science and Allied Health Center Landscape (Bid No. 14-15/43). Presenter: Vice Chancellor Ikharo.

Approval is requested for Change Order No. 1 to extend the contract with Bay Construction Company until February 29, 2016 for the Merritt College Barbara Lee Science and Allied Health Center Landscape (Bid No. 14-15/43). The initial completion date was December 7, 2015 for the contractor to attain substantial completion of the landscape construction work. However, additional time is required for the contractor to finalize the final punch list items, as-built drawings, warranties, and other required project closeout documentation. Further, the extended time period would allow the invoices to get paid before the end within the contract period. This contract time extension will not incur additional costs to the original contract amount of \$604,000, which was approved by the Governing Board of Trustees on September 8, 2015. There were no monetary change orders on this project. The Chancellor recommends approval. **Funding Source: Measure A.**

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6. Consider Approval of Resolution 15-16/13, to Accept Bid and Award Contract for Improvement, Modernization and Upgrade Services with WE Lyons Construction Company for Laney College Odell Johnson Theater Stage Flooring and Rigging Project (Bid No. 15-16/13). **Presenter: Vice Chancellor Ikharo.**

Approval is requested to award a contract to WE Lyons Construction Company, in the amount not-to-exceed \$284,625 for the Laney College Theater stage Flooring & Rigging Project (Bid No. 15-16/13). Laney College stakeholders would like to improve the appearance (safety) and utility of the theater by doing some improvements and modernization of the stage flooring & rigging including floor electrical outlets upgrades. This price includes labor, materials, and equipment. The District conducted a formal competitive bid in compliance with the District Administrative Procedures as a formal request for bids (Bid No. 15-16/13) was conducted for this project and a bid opening was held on December 17, 2015. The following firms provided their bids as follows:

1. WE Lyons Construction Company \$284,625
2. Calstate Construction, Inc. \$314,777
3. T. Amarals Done Right Construction \$344,750
4. OnPoint Construction \$411,000

7. Consider Approval of Amendment No. 1 for a Contract Time Extension until March 31, 2016 with Gates & Associates Landscape Architecture, Land Planning, and Urban Design to Continue to Provide Landscape Architectural Design Services for the Merritt College Barbara Lee Science and Allied Health Center. **Presenter: Vice Chancellor Ikharo.**

Approval is requested for Amendment No. 1 to extend Gate & Associates contract until March 31, 2016 to continue to provide landscape architectural design services for the Merritt College Barbara Lee Science and Allied Health Center. The consultant is the landscape architect for the Landscape Improvement Project, which will be on-going until March 31, 2016. Therefore, their services are required to complete the construction administration, project close-out and management phases. The original contract ended on August 25, 2015. This contract time extension will not change the consultant's original contract amount of \$43,500, which was approved on March 11, 2014. There are no change orders on this contract. The extended time will permit staff to process and pay the vendor's invoices by the March 31, 2016. The Chancellor recommends approval. **Funding Source: Measure A.**

8. Consider Approval of Change Order No. 4 for a Contract Time Extension until March 31, 2016 with Clark and Sullivan/Walsh Construction for the Merritt College Barbara Lee Science and Allied Health Center. **Presenter: Vice Chancellor Ikharo.**

Approval is requested for Change Order No. 4 for a contract time extension until March 31, 2016 with Clark and Sullivan/Walsh Construction for the Merritt College Barbara Lee Science and Allied Health Center. The construction work substantial final completion ended on October 5, 2015. The general contractor has completed the construction work, but the contractor needs additional time to organize and submit the

project closeout documentation to the District, and complete the scope of work under Change Order No. 3. The time extension until March 31, 2016, will allow invoices to get paid before that date. The original contract amount of \$42,760,000 was approved on June 12, 2012. After Change Order No. 3, the contract amount accumulated to \$43,837,833.44. Change Order No. 4 will not impact the accumulated contract amount of \$43,837,833.44. The Chancellor recommends approval. **Funding Source: Measure A.**

9. Consider Approval of Change Order No. 1 and a Contract Time Extension until June 30, 2016 for the Site Paving Improvement Project at the Merritt College Barbara Lee Science and Allied Health Center (Bid No. 14-15/20), Sposeto Engineering
Presenter: Vice Chancellor Ikharo.

Approval is requested for Change Order No. 1 and a Contract Time Extension until June 30, 2016 for the Site Paving Improvement Project at the Merritt College Barbara Lee Science and Allied Health Center (Bid No. 14-15/20) for Sposeto Engineering, in the amount of \$41,130. Change Order No. 1 in the amount of \$41,129.42 is 4.2% of the original contract amount of \$989,000, approved on April 14, 2015. The District initiated and requested for the contractor to complete the following scope of work. Additional site lights were added to the campus and tied into the existing circuit connection. This resulted because certain areas of the campus were not illuminated even though the lighting layout was code compliant. Also, the contractor excavated the existing traffic rated concrete lid and replaced it with a specialized concrete lid. The existing underground utility vault was damaged before the start of the Site Improvement Project. It was identified that the new specified traffic-rated concrete lid to replace the existing lid would compromise the structural integrity of the underground utility vault walls. Hence, a custom designed traffic-rated lid was required to safely repair the underground utility vault. This change required the Division of the State Architect's (DSA) approval and excavation which caused significant delays to the project. As a result, a contract time extension until June 30, 2016 is needed for the contractor to properly complete all the construction work. The Chancellor recommends approval. **Funding Source: Measure A.**

10. Consider Approval of Amendment No. 1 and a Contract Time Extension until March 31, 2016 for Inspection Services Inc. to Complete and Finalize Testing and Special Inspection Services on the Merritt College Barbara Lee Science and Allied Health Center (Bid No. 13-14/08). **Presenter: Vice Chancellor Ikharo**

Approval is requested for Amendment No. 1 and a contract time extension until March 31, 2016 for Inspection Services Inc. to complete and finalize testing and special inspection services on the Merritt College Barbara Lee Science and Allied Health Center (Bid No. 13-14/08), in the amount not-to-exceed \$5,000. This time extension will allow the consultant to complete the following scope of work: compaction testing of exterior flatwork, compaction testing and concrete inspection & testing for the fire truck hammer head, welding inspection of handrails, compaction testing and concrete inspection & testing for fire lane access road, concrete inspection & testing for hydraulic water vault, and prepare the final affidavit. The original agreement amount was \$349,388 approved on October 8, 2013; if Amendment No. 1 is approved, the

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total sum contract will be \$354,388. The Chancellor recommends approval. **Funding Source: Measure A.**

11. Consider Approval of Amendment No. 1 with KONE Inc. to Continue to Provide Scheduled Inspections and Complete Vertical Transportation Maintenance (Elevator) at Berkeley City College. **Presenter: Vice Chancellor Ikharo**

Approval is requested to approve Amendment No. 1 for a contract time extension until December 31, 2015 with KONE Inc. to continue to provide vertical transportation services (elevator) at Berkeley City College, in the amount not-to-exceed \$8,550. This amount will pay for completed services during the period from July 1, 2015 to December 31, 2015 at a monthly cost of \$1425 as contracted in the original agreement. KONE Inc. has had a contract with the District for 4-1/2 years from January 1, 2011 through June 30, 2015. The original contract amount was \$76,950 for 4-1/2 years, including this Amendment No. 1, the cumulative contract amount will be \$85,500. The Chancellor recommends approval. **Funding Source: General Fund.**

12. Consider approval of Amendment No. 1 to the Original Contract for SANACT Inc., dba Roto Rooter to Provide Emergency Repairs and Replacement of a Broken 8 inch (8") Water Main at College of Alameda. **Presenter: Vice Chancellor Ikharo**

Approval is requested for Amendment No. 1 to the Original Contract for SANACT Inc., dba Roto Rooter to provide emergency repairs and replacement of the existing broken 8 inch (8") water main at College of Alameda, in the amount not-to-exceed \$21,899. On Saturday December 12, 2015, staff was notified by the college that a water main broke at the College of Alameda, flooding the front area of the campus. East Bay Municipal Utility District (EBMUD) responded first and turned off all water to the campus. Due to the depth of damages and parts required, the administration determined that a professional company is needed to repair the water main. As a result, the administration called four (4) contractors: Jackson & Son, Dimond Plumbing, In & Out Plumbing, and Roto Rooter. Only Roto Rooter was able to respond on Saturday and Sunday. Due to this early intervention water was restored to the whole campus by Monday, December 14, 2015 (excluding the Library). However, additional work was required into the week in order to fully complete the repairs.

Currently, Roto Rooter has an existing contract with the District in the amount not-to-exceed \$9950. If this Amendment No. 1 is approved, then the contractor's cumulative contract amount will be \$31,849. Board approval is required because the contract exceeds the \$25,000 threshold for goods and services. Under Section 20654 (a) of the Public Contract Code, for Emergency Public Works, the District is authorized to use one contractor to perform and complete any emergency work. The Chancellor recommends approval. **Fund Source: General Fund.**

13. Consider Approval of Amendment No. 1 to an Existing Contract with EMCOR Services/Mesa Energy Systems (EMCOR) to Provide Equipment Maintenance and Repair at Laney College and the District Administrative Center. **Presenter: Vice Chancellor Ikharo**

Approval is requested to amend the original contract with EMCOR to provide equipment maintenance and repair at Laney College and the District Administrative Center, in the amount not-to-exceed \$15,698. In August 2015, EMCOR was contacted to repair existing inoperative chillers at Laney College. As a result, EMCOR provided the labor and some material to service chillers in the Field House, Art Building, Child Care Center, Administrative Tower, and Buildings A, B, D, E, G, and F. The cost of the repair services was \$7,738.

The existing boiler failed at the District Administrative Center. As result, EMCOR provided the labor, new bladder, new valve and actuator and material to repair the existing faulty boiler/heating system and tested for proper operation. The contract price for this work was \$7,960. Including the above services, the cumulative contract amount of EMCOR’s contract will be \$25,678. Board approval is required because this exceeds the \$25,000 threshold to purchase goods and services. The Chancellor recommends approval. **Fund Source: General Fund.**

14. Consider Approval to Enter into an Agreement with Coffman Engineers for Laney College and Merritt College Parking Lot Design Services (RFP 15-16/03). **Presenter: Vice Chancellor Ikharo.**

Approval is requested to enter into an agreement with Coffman Engineers for Laney College and Merritt College Parking Lots Design Services (RFP 15-16/03), in an amount not-to-exceed \$77,000. In accordance to the District Administrative Procedure, a formal Request for Proposals (RFP) was advertised in a publication of general circulation on October 13, 2015 and October 20, 2015. The Purchasing Department received five (5) proposals from qualified firms with parking lot design experience. The technical screening committee used the “best value” procurement method to evaluate the proposals, per the criteria set forth in the RFP. As a result, approval is requested for Coffman Engineers to be awarded the contract because they received the highest evaluative score of 251 points.

Firms	Location	Total Points
Coffman Engineers	Oakland, CA	251
Bellecci	Alameda, CA	249
BKF	Oakland, CA	234
Sandis	Oakland, CA	204
Magdave	Oakland, CA	Non Responsive

Coffman Engineers will provide full design, estimating and construction administration services for improvements on two existing parking lots located at Laney College and Merritt College. The company is a privately held and was founded in 1979. Jeffrey

Webb is the General Manager of the Oakland, California office. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Measure A.

15. Consider Approval to Enter into an Agreement with MIG Inc. to Provide Architectural Services to Conduct an American with Disabilities Act (ADA) Self Evaluation Survey and Transition Plans to Prioritize Implementation at College of Alameda and Merritt College (RFP 14-15/42). **Presenter: Vice Chancellor Ikharo**

Approval is requested to enter into an agreement with MIG Inc. to provide the architectural survey services needed for American with Disabilities Act (ADA) Self Evaluation and Transition Plans to Prioritize Implementation at College of Alameda and Merritt College, in the amount not-to-exceed \$119,955. The Governing Board of Trustees approved the project agenda item at the December 8, 2015, meeting, to award a contract to Pacific Access Consulting LLC, in the amount of \$98,550. However, Pacific Access Consulting LLC was incorrectly identified as the winning consultant in the board report.

The District advertised the Request for Proposal (RFP) in newspaper publications of general circulation on June 19 and 24, 2015, to solicit proposals from qualified professionals. A mandatory pre-bid meeting was held on July 1, 2015. Three (3) qualified firms specializing in ADA self-evaluation survey and transition plans submitted proposal fees as follows:

Firm	Points	Location
MIG Inc.	425.5	Berkeley, CA
Pacific Access Consulting, LLC	391.5	Santa Rosa, CA
WLC Architects	300.5	Berkeley, CA

A project screening committee comprising of representatives from the College of Alameda, Merritt College, and the District Administrative Center (DAC) used the “best value” procurement methodology for evaluation of vendor’s proposals. As a result, MIG Inc. received the highest points of 425.5. Anthony E. Goldsmith and Gary Water are company officers, and Marc Rosenberg is the registered agent.

Under this agreement , the selected vendor will provide the following scope of services: 1) Department of State Architect (DSA) biddable drawings for the ADA parking area in front of the Merritt College Library; 2) create and conduct a comprehensive Americans with Disabilities Act (ADA) Self-Evaluation Report and Transition Plan for Merritt and Alameda College that will serve as a pragmatic application tool to identify existing and future accessibility needs, document accessibility facility standards, and to provide design criteria for future Capital Building Projects; 3) Implement a plan for barrier removal; 4) create a comprehensive Americans with Disabilities Act (ADA) Self-Evaluation Report and 5) create transition plans for Merritt College and College of Alameda. Board contract approval is subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Fund Source: Measure A.**

16. Consider Approval to Enter into an Agreement with Everlast Builders to Provide Exterior Painting Services to Buildings E,F,L,A, and B at the College of Alameda:
Presenter: Vice Chancellor Ikharo

Approval is requested to enter into an agreement with Everlast Builders to provide exterior painting services to Buildings E,F,L, A, and B at College of Alameda for the not-to exceed amount of \$253,000. The College leadership is looking to move forward and begin painting services at COA as soon as possible so that classes and campus activities will not encounter disruptions at the beginning of the Spring semester.

The leadership at College of Alameda has been working with the Department of General Services (DGS) to implement a swift approach to improve the exterior appearances of the COA facilities on Webster Street and Ralph Appezato Way in Alameda. A public bid was advertised in newspapers of general circulation on November 11 and 19, 2015 respectively. A site walk was conducted on December 2, 2015 and ten (10) painting companies participated. Following the December 2nd site walk, the following four companies submitted proposals. The lowest responsible and responsive bidder is Everlast Builders.

Firm	Cost
Everlast Builders	\$ 253,000
On Point Construction	\$ 269,000
Fix Painting Company	\$ 346,700
Dionysios Panagiotis (D&D Painting Co.	\$ Non Responsive

ADJOURNMENT

Assistance will be provided to those requiring accommodations for disabilities in compliance with the Americans with Disabilities Act of 1990. Interested persons must request the accommodation at least 48 hours prior to the meeting to the Board Clerk, Chancellor's Office, 333 East 8th Street, Oakland, CA, (510) 466-7203, bmartinez@peralta.edu at least 48 hours prior to the meeting.