



## PERALTA COMMUNITY COLLEGE DISTRICT

### REGULAR MEETING OF THE BOARD OF TRUSTEES

**Tuesday, March 11, 2014**

**5:00 p.m. Closed Session**

**7:00 p.m. Public Session**

**333 East 8<sup>th</sup> 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 Peralta TV – Cable Channel 27 – Alameda and Berkeley, Cable Channel 28 – Oakland, Emeryville, and Piedmont. 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 Granicus:

**Link on the Peralta Board Website:** <http://web.peralta.edu/trustees/meetings-votelog/>

**PLEASE TURN OFF YOUR CELL PHONES DURING THE MEETING - THANK YOU!**

### AGENDA

**CALL TO ORDER** (7:00 p.m.)

**CLOSED SESSION** (5:00 p.m.)

Topics to be discussed include:

Conference with Labor Negotiator Largent, Peralta Federation of Teachers, Local 39, and SEIU 1021 (Government Code § 54957.6)

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

- Conference with Legal Counsel (54956.9(a)), Johnson v. PCCD, U.S. District Court, Northern District of CA Case No. C08-4152
- Conference with Legal Counsel (54956.9(a)), Payne v. PCCD, United States District Court, Case No. C08-03133.
- Conference with Legal Counsel (54956.9(a)), Vogt v. PCCD, Alameda County Superior Court, Case No. RG11-573757.

- Conference with Legal Counsel (54956.9(a)), In re Municipal Derivatives Antitrust Litigation, U.S. District Court, Southern District of New York, Case No. 1:08-cv-02516-VM-GWG.  
Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (8 cases).

Public Employee Appointment – Employment, Performance, Evaluation, Discipline, Dismissal, Release – All Employees (Government Code § 54957).

- Consider approval of Vice President of Student Services, College of Alameda.
- Consideration of management contracts

**OPEN SESSION (7:00 P.M.)**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL** Trustees Brown, Pr\_ Ab\_, González Yuen Pr\_ Ab\_, Guillén Pr\_ Ab\_, Handy Pr\_ Ab\_, Riley Pr\_ Ab\_, Withrow Pr\_ Ab\_, and Gulassa Pr\_ Ab\_, Student Trustees Clegg Pr\_ Ab\_ and Li Pr\_ Ab\_.

**REPORT OF ACTION TAKEN IN CLOSED SESSION (7:01 P.M.)**

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

**APPROVAL OF THE AGENDA (Please state the Agenda Item Number and Identify the Issue) (7:02 P.M.)**

At this time, Board members or the Chancellor may request to modify the agenda. Board members may request that items on the consent calendar be removed to be addressed separately on the Action Calendar. Subsequent to the approval of the consent calendar, the items removed from the consent calendar are discussed and voted on separately. Changes to the agenda are to be approved by a majority of the Board. The Board may move to the Action Calendar items with public speakers.

**APPROVAL OF THE MINUTES (7:03 P.M.)**

1. Consider Approval of the Regular Board meeting Minutes of February 25, 2014.

Consider approval of the regular Board meeting minutes of February 25, 2014. The minutes are posted on Granicus.

## 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/>

## REPORTS (7:20 P.M.)

**The Board requests that constituent group reports and presentations be brief and concise, and that only electronic copies be provided for posting. All open session reports and meeting materials have been submitted to the Board electronically, and are available for public viewing on Granicus.**

2. Associated Student Government Reports

Representatives of the Associated Student Governments will be afforded an opportunity to address the Board. (Please provide your Name, College, and Position, and line-up to speak.)

3. Chancellor’s Reports

Chancellor’s Report	Dr. José M. Ortiz
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Deputy Chancellor’s Report	John Hendrickson
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Vice Chancellor’s Reports

Budget Update	Interim Vice Chancellor Rinne
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Enrollment and	Vice Chancellor Orkin
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Student Services Update	Vice Chancellor Ikhara
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General Services	Vice Chancellor Largent
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Human Resources	Vice Chancellor Largent
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College Reports

Berkeley City College	President Budd
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College of Alameda	Interim President Gravenberg
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Laney College	President Webb
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Merritt College	President Ambriz-Galaviz
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4. Board of Trustees' Reports

At this time, the Board of Trustees will report on matters related to attendance at conferences, professional affiliations, and community involvement directly related to their functions as Board members.

5. District Academic Senate Report **Presenter: DAS President Karolyn van Putten**

## PRESENTATIONS (7:30 P.M.)

6. Student Success Scorecard and Support Presentation **Presenter: Vice Chancellor Orkin and Associate Vice Chancellor Adela Esquivel-Swinson (15 minutes)**

The Student Success Scorecard replaces the Accountability Reporting for the Community Colleges (ARCC) Report. Vice Chancellor Orkin will give a presentation on the 2013 Scorecard.

After this presentation, Associate Vice Chancellor Esquivel-Swinson give a presentation on the Student Success and Support Program Committee (SSSP), which has been collaborating with the SSSP Working Group on implementing the requirements mandated by Senate Bill 1456 and the Student Success Act of 2012. We will discuss the committee's accomplishments to date.

7. Berkeley City College Program of Distinction Presentation **Presenter: Berkeley City College Multimedia Arts faculty member Rachel Mercy (15 minutes)**

The Program of Distinction presentation will feature Berkeley City College's Digital Video Arts program which has earned wide industry recognition for preparing students for employment in the digital video field with special focus on video design and digital postproduction. The presentation will highlight partnerships with the California Film Institute and Pixar, student internships and employment, student and graduate Emmy, Oscar nominations and other awards, and Autodesk and other industry support.

## CONSENT CALENDAR (8:00 P.M.)

All matters listed under the Consent Calendar are considered by the Board of Trustees to be routine or sufficiently supported by back-up information as to not require additional discussion. Consent Calendar items will be enacted by one motion. There will be no separate discussion on these items prior to the time the Board votes on them, unless a Board member requests that a specific item be removed from the Consent Calendar for action and a separate vote. Public comment on Consent Calendar items from anyone completing a card will be heard prior to the Board's vote on the Consent Calendar. All Board approved contracts are subject to final negotiation and execution by the Chancellor.

## BOARD MATTERS

8. Consider approval of *ratification* of International Travel to Vietnam March 3, 2014 – March 8, 2014 pursuant to Board Policy 7400 **Presenter: Chancellor Ortiz**

Consider approval of *ratification* of International Travel for Sean Brooke to travel to Vietnam March 3, 2014 – March 8, 2014 pursuant to Board Policy 7400. The Chancellor recommends approval.

9. Consider approval of International Travel to China March 20, 2014 – March 26, 2014 pursuant to Board Policy 7400 **Presenter: Chancellor Ortiz**

Consider approval of *ratification* of International Travel for Sean Brooke to travel to China March 20, 2014 – March 26, 2014 pursuant to Board Policy 7400. The Chancellor recommends approval.

10. Consider Approval of Board Policy 2725 Board Member Compensation **Presenter: Chancellor Ortiz**

Consider approval of Board Policy 2725 Board Member Compensation. The Chancellor recommends approval.

11. Consider Approval of Board Policy 7340 Leaves **Presenter: Chancellor Ortiz**

Consider approval of Board Policy 7340 Leaves. The Chancellor recommends approval.

12. Consider Approval of Board Policy 3250 Institutional Planning **Presenter: Chancellor Ortiz**

Consider approval of Board Policy 3250 Institutional Planning. The Chancellor recommends approval.

13. Consider Approval of Board Policy 4250 Probation, Dismissal, and Readmission **Presenter: Chancellor Ortiz**

Consider approval of Board Policy 4250 Probation, Dismissal, and Readmission. The Chancellor recommends approval.

14. Consider Approval of Board Policy 5050 Student Success and Support Program **Presenter: Chancellor Ortiz**

Consider approval of Board Policy 5050 Student Success and Support Program. The Chancellor recommends approval.

15. Consider Approval of Board Policy 5130 Financial Aid **Presenter: Chancellor Ortiz**

Consider approval of Board Policy 5130 Financial Aid. The Chancellor recommends approval.

16. Consider Approval of Board Policy 7700 Whistleblower Protection **Presenter: Chancellor Ortiz**

Consider approval of Board Policy 7700 Whistleblower Protection. The Chancellor recommends approval.

## **EDUCATIONAL AND STUDENT SERVICES**

17. Consider Approval of Recommendations Regarding the Granting of Tenure and Continued Probationary Status of Tenure Track faculty **Presenter: Vice Chancellor Orkin**

The Tenure Review Committees (TRCs) of the District have essentially completed their 2013-2014 cycle of evaluations and their recommendations have been forwarded to and reviewed by the College Tenure Review Certification Committees (composed of the Vice Presidents of Instruction and the Faculty Academic Senate Presidents). The College Tenure Review Certification Committees have certified that the TRC for each candidate has followed the required procedures and timelines, and applied the expected standards of evaluation for Tenure Review. The College Presidents have made their recommendations, which concur with the recommendations of the respective college TRCs. The Vice Chancellor of Educational Services has reviewed and forwarded to the Chancellor the Colleges recommendations regarding the granting of tenure and continued probationary status of all tenure track faculty. Included in the attached recommendations is one case in which it is recommended that tenure be granted to a faculty member and 41 cases where it is recommended that the District enter into a contract for the 2014-2015 Academic Year.

The Chancellor recommends approval of the Tenure Review Recommendations for granting of tenure and continuation of probationary status, as follows, to the tenure Track Faculty as shown below:

### **RECOMMENDATIONS TO GRANT TENURE**

The faculty member being forwarded for Tenure has successfully completed their four-year probationary evaluation. The recommendation to the Board of Trustees is that the District grant tenure to the tenure track candidate listed immediately below effective July 1, 2014, and employ them as a regular tenured employee for the 2014-2015 academic year and all subsequent years.

For the following forty one (41) tenure track faculty members the recommendation to the Board of Trustees is that the District enter into a contract with each faculty member below for the 2014-2015 academic year so that they continue in probationary tenure status as shown:

<b>LANEY COLLEGE (1)</b>	<b>DISCIPLINE</b>	<b>HIRE DATE</b>
1. Bruce Lazarus	Cosmetology	8/18/2008

RECOMMENDATIONS TO CONTINUE PROBATIONARY STATUS

<b>BERKELEY CITY COLLEGE (14)</b>	<b>DISCIPLINE</b>	<b>PROB.YEAR.</b>	<b>RECOMMENDED</b>
1. Maricela Beccerra	LD Specialist	2 <sup>nd</sup>	
2. Corey Leighton	Communication	2 <sup>nd</sup>	
3. Romeo Brandon Celaya	Biology Instructor	1 <sup>st</sup>	
4. Heather Dodge	Librarian	1 <sup>st</sup>	
5. Windy Franklin	DSPS Counselor	1 <sup>st</sup>	
6. Samuel Gillette	Chemistry Instructor	1 <sup>st</sup>	
7. Ernie Mitsuno Hernandez	Counselor	1 <sup>st</sup>	
8. Justin Hoffman	Multimedia Instructor	1 <sup>st</sup>	
9. Thomas Kies	Anthropology Instructor	1 <sup>st</sup>	
10. Gabriel Martinez	Counselor	1 <sup>st</sup>	
11. Aaron Mobley	Music	1 <sup>st</sup>	
12. Adan Olmedo	English Instructor	1 <sup>st</sup>	
13. Shawn McDougal	Math	1 <sup>st</sup>	
14. Patrick Zulkowski	Math	1 <sup>st</sup>	

<b>COLLEGE OF ALAMEDA (10)</b>	<b>DISCIPLINE</b>	<b>PROB.YEAR.</b>	<b>RECOMMENDED</b>
1. Wayne Fung	Auto Tech	2 <sup>nd</sup>	
2. Carla Pegues	Dental Assistant	2 <sup>nd</sup>	
3. Drew Burgess	Art	1 <sup>st</sup>	
4. Hoi Ko	Aviation	1 <sup>st</sup>	
5. Sheila Lau	Articulation(Counseling)	1 <sup>st</sup>	
6. Vanson Nguyen	Math	1 <sup>st</sup>	
7. Sabeen Sandhu	Sociology	1 <sup>st</sup>	
8. Phyllis Tappe	DSPS/Instruct/ABIS	1 <sup>st</sup>	
9. Michael Valdez	Math	1 <sup>st</sup>	
10. Vivian Virkkila	Counseling	1 <sup>st</sup>	

<b>LANEY COLLEGE (12)</b>	<b>DISCIPLINE</b>	<b>PROB.YEAR.</b>	<b>RECOMMENDED</b>
1. Donald Moore	Anthropology	3 <sup>rd</sup>	
2. Camille Andrews	Counselor	1 <sup>st</sup>	
3. Phillippa Caldeira	Librarian	1 <sup>st</sup>	
4. Alicia Christenson	Mexican/Latin Amer. Stu	1 <sup>st</sup>	
5. Douglas Cobb	Counselor	1 <sup>st</sup>	

6. Myron Franklin	Wood Tech	1 <sup>st</sup>
7. Kelle Lynch-McMahon	Construction	1 <sup>st</sup>
8. Chantal Martin	Culinary Arts	1 <sup>st</sup>
9. Joshua Ramos	P.E. Asst. Ftbll. Coach	1 <sup>st</sup>
10. Irina Rivkin	EOPS Counselor	1 <sup>st</sup>
11. Adan Rosillo	Environ. Control Tech	1 <sup>st</sup>
12. Karl Seelbach	Carpentry	1 <sup>st</sup>

**MERRITT COLLEGE (5)                      DISCIPLINE    PROB.YEAR.    RECOMMENDED**

1. Anthony Powell	Psychology	3 <sup>rd</sup>
2. Heather Casale	Nutrition/Dietetics	2 <sup>nd</sup>
3. Laura Forlin	Landscape/Hort	1 <sup>st</sup>
4. Jason Seals	African Amer. Studies	1 <sup>st</sup>
5. Jennifer Briffa	Child Development	1 <sup>st</sup>

18. Consider Approval of an Augmentation to an Independent Contractor Agreement for Matt Trocker for Project Support Management Services for the Deputy Sector Navigator (DSN) and Alameda County Workforce Investment Board (WIB) Youth Manufacturing Training grants. Presenter: President Webb

Consider approval of an augmentation to an independent contractor agreement for Matt Trocker in the amount of \$20,250 to provide project management services as part of CCCC Deputy Sector Navigator (DSN) grant for advanced manufacturing and the Alameda WIB Youth Manufacturing Training Grant. The original contract of \$14,850 will now be \$35,100. The contract end date will change from February 28, 2014 to June 30, 2014.

Laney College has previously been awarded a Deputy Sector Navigator (DSN) grant in Advanced Manufacturing from the Chancellor's CCCC. The DSN grant is to coordinate and collaborate regionally among the twenty-eight (28) Bay Area community colleges, workforce organizations and industry within the advanced manufacturing sector.

Laney College has also received a grant from the Alameda County WIB to implement a Youth Manufacturing Training program for 18-24 year olds. This program will introduce youth to careers in the skilled trades and to other community college programs.

Mr. Trocker will manage outreach, career pathway development, coordination and other services on these grants.

All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: CCCC Deputy Sector Navigator grant, SB 1402 (Lieu), Economic and Workforce Development Program, SB1070 (Steinberg) the Career Technical Education Pathways & Alameda County WIB Youth Manufacturing Training Grant**



19. Consider approval of a contract addendum to expand Independent Contractor Agreement for Randolph Belle Consulting Services in the amount of \$20,000 for professional communications related services. **Presenter: President Webb**

Consider approval of a contract addendum to expand Independent Contractor Agreement for Randolph Belle Consulting Services in the amount of \$20,000 for professional communications related services.

An internal Independent Contractor/Consultant Services Contract was entered with the Consultant during the Fall 2013 semester for \$24,999. However, given the great need on the campus for the type of service he provides, the requested addition of the \$20,000 will bring the amount of the consultant's contract to a total of \$44,999 for the current fiscal year, and will allow him to complete many important projects required during the Spring 2014 semester. This work includes the layout and print supervision of many Laney print products, including the following: Laney Breakfast Program, various advertisements in professional publications, various banners, flyers and posters for college use and for the Spring Event series, the Laney College Catalog updates/inserts, the College President's monthly Newsletters, the Laney College Honors and Awards Banquet program, the Laney Graduation program, etc. The \$20,000 amended amount will cover the cost of the work and the completion of all of the above listed projects. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: College Discretionary Dollars – Fund 10**

20. Consider approval of the Measure A purchase request for Apple laptops, desktop computers, supporting equipment, and service agreements to replace old outdated and insufficient equipment for Laney College instructors' within the Media, Photography, Graphic Design, and Art instructional labs **Presenter: President Webb**

Consider approval of the Measure A purchase request for laptops, computers, supporting equipment, and service agreements to replace old, out dated and insufficient equipment for Laney College instructors' within the Media, Photography, Graphic Design and Art instructional labs. The amount to be approved shall not exceed \$380,000.00. These funds will facilitate the purchase of new technology that is essential for instruction within these areas. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A.**

21. Consider Approval of Independent Contractor Agreement Extension for Walnut Creek Steno Captioning to render real time captioning services at Merritt College **Presenter: President Ambriz-Galaviz**

Consider approval of Independent Contractor Agreement Extension for Walnut Creek Steno Captioning to render real time captioning services at Merritt College in the amount of \$4000.00 in support of services provided to our Disabled

Students Programs & Services (DSPS) student who added a Spring 2014 late start class. The initial contracted amount totaled \$10,000. The first addendum added \$1,263 for services rendered in the Fall 2013 term. The second addendum approved in January 2014 added an additional \$21,000. The college is now requesting to increase the amount by \$4,000 to bring the total contracted amount for these services to \$36,263. Walnut Creek Steno Captioning provides transcription services of college lectures for our hearing impaired students. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: General Restricted Funds.**

22. Consider Approval of an augmentation to an Independent Contractor/Consultant Services Contract with Kathleen Cavanagh for the Alameda One Stop Career Center Program at College of Alameda **Presenter: Interim President Gravenberg**

Consider approval of an augmentation to an Independent Contractor/Consultant Services Contract with Kathleen Cavanagh for the Alameda One Stop Career Center Program at College of Alameda. Ms. Cavanagh provides mandated services to Alameda One Stop Career Center clients (Alameda County Workforce Investment Board). She is the first point of contact for individuals accessing universal job search services.

Ms. Cavanagh's current service contract with the College of Alameda, is for \$20,461.88. This augmentation of funding in the amount of \$9,796 from March 12, 2014 through June 30, 2014 would bring the total contract amount to \$30,257.88 for fiscal year 2013-2014.

**DELIVERABLES AND SCOPE OF WORK:**

1. Utilize EastBay Works (EBW) Online system to scan all client visits accurately tracking organization usage.
2. Assist universal clients with EBW Online registration ensuring all applications are entered correctly.
3. Handle all phone inquiries referring clients to appropriate workforce and unemployment services
4. Provide Workforce Investment Act (WIA) case management back up following WIA procedures, filing, and retention follow up calls.
5. Produce monthly calendar and distribute to partner organizations
6. Provide additional administrative assistance as needed.

**FINANCIAL SERVICES**

23. Consider Ratification of the AP, Travel, and Consulting Contract Warrant Register **Presenter: Interim Vice Chancellor Rinne**

Consider *ratification* of the AP, Travel, and Consulting Contract Warrant Register from February 8, 2014 through February 21, 2014. Recent AP, Travel and

Consulting Contract warrant registers are brought to the Board for *ratification* purposes only. The Chancellor recommends *ratification*.

24. Consider Approval of Purchase Order Report **Presenter: Interim Vice Chancellor Rinne**

Consider approval of Purchase Order Report. The Purchase Order Report is being presented for review in accordance with Education Code Section 81656 which states, "All transactions entered into by the officer or employee (designated employees enumerated in AP 6330) shall be reviewed by the Board of Trustees every 60 days." This Purchase Order Report contains all orders issued from February 8, 2014 through February 21, 2014 which have been issued in accordance with applicable policies, procedures and laws by an authorized officer of the District. The Purchase Order Report is brought to the Board for informational purposes only.

25. Consider Approval of Budget Transfer Report **Presenter: Interim Vice Chancellor Rinne**

Consider approval of budget transfer report covering the period from February 8, 2014 through February 21, 2014. California Code of Regulations Section 58307 limits the District's expenditures to the amount appropriated for each major expenditure classification as approved by the Board of Trustees through the adoption of the District's annual budget or as amended by subsequent budget transfers or revisions. Due to this statutory control language, budget transfers that move budget authority between major object codes or classifications must be approved by the Board of Trustees. The budget transfers presented are requests originating from the Colleges' or District's departments during the ordinary course of operations and do not significantly alter the final budget that was approved by the Board of Trustees on September 10, 2013. The Chancellor recommends approval.

26. Consider Approval of Fund 71, Resolution 13/14-48 **Presenter: Interim Vice Chancellor Rinne**

Consider Approval of Fund 71, Resolution 13/14-48. Request to establish Fund 71, Peralta Student Trust Fund, for the purpose of recording revenues, expenditures, and other financial transactions directly related to Student Trust Funds. The establishment of this fund is consistent with Education Code 76063 and the California Community Colleges Budget and Accounting Manual. The Chancellor recommends approval. **Funding source: Not applicable.**

27. Consider Approval To Designate Equipment And Material As Surplus And Obsolete **Presenter: Interim Vice Chancellor Rinne**

Consider approval to designate equipment and materials as surplus and obsolete. Under Board Policy 6550 Disposal of Property, The Chancellor is delegated authority by the Board of Trustees to declare as surplus such personal

property of the District as is no longer useful for District purposes, and shall establish procedures to dispose of such property in accordance with applicable law. All sales of surplus personal property shall be reported to the Board on a periodic basis. This policy shall not be construed as authorizing any representative of the District to dispose of surplus real property at any time. In accordance with Administrative Procedure 6550, the listed items will be sold to the highest responsible bidder or donated. The Chancellor recommends approval. **Funding Source: No fiscal impact.**

**HUMAN RESOURCES**

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

Pursuant to California Education Code Section 88003, the below list contains the name, date of hire, assignment end date, position title, and site location of candidates recommended for short-term assignments in non-academic classified positions. Each candidate’s assignment will not exceed the position title into which the candidate is assigned. The Chancellor recommends approval.

<b>Last Name</b>	<b>First Name</b>	<b>Date of Hire</b>	<b>End Date</b>	<b>Position Title</b>	<b>Site</b>
Bailes	Felicia	3/12/14	5/23/14	Cashier	L
Dao	Brittany	3/12/14	6/30/14	Senior Clerical Assistant	D
Duncan	Travis	3/17/14	6/30/14	Interpreter I	All
Flint	Victor	3/12/14	6/30/14	Student Personnel Svcs Spe	B
Gatti	Laura	3/17/14	6/30/14	Staff Assistant/Admin	L
Hahn	David	3/18/14	6/30/14	Master Interpreter	All
Kahil	Si Yazid	3/3/14	3/13/14	Inst Asst/ Diesel Mechanics	A
Smith	Eric	3/12/14	6/30/14	Staff Assistant/Business Svc	L

**FACILITIES**

29. Consider Approval to Enter into Agreements with NRG eVgo (NRG) and Green Charge Networks (GCN) to Install Electric Vehicle Charging Stations. **Presenter Vice Chancellor Ikharo.**

Approval is requested to enter into an agreement with NRG, and with GCN to install Electric Vehicle Charging Stations. Pursuant to California Government Code 4217.12, the District may enter an energy services contract without going through the public bidding process. To do so, the District’s governing body must determine that the benefits exceed the marginal costs of the services. In this case, the District will pay a one-time cost of \$31,976, for projected energy savings proceeds of \$52,500, over a five-year period. A Notice of Public hearing was posted giving notice of the intention to enter into an energy services contract, in compliance with California Government Code 4217.12. Public

comment will be heard at the regular Board of Trustees meeting scheduled for March 11, 2014.

The District has an opportunity to install thirty three (33) electric vehicle charging stations, three (3) fast chargers and up to thirty (30) slow chargers. The final number of slow chargers is dictated by the level of user demand. The breakdown is as follows: one fast charger will be installed at Laney College, Merritt College, and District Administrative Center. Eight (8) slow chargers will be installed at Laney College. Merritt College and the District Offices will each receive ten (10) slow chargers. College of Alameda will get one (1) slow charger. The chargers will be installed by two distinct providers: NRG eVgo will provide the slow chargers, while Green Charge Network (GCN) will provide the fast chargers. To qualify for grant funding, the vendor must obtain permit by March 31, 2014.

**NRG eVgo (Slow Chargers):** The total cost to install all of the slow chargers is \$148,946. This amount covers installation, supplies, and equipment. NRG eVgo will pay \$117,000. The District will pay the balance of \$31,946. NRG is subsidizing the cost of electric vehicle charging stations, under a legal settlement with the State of California. The District was introduced to NRG eVgo by the Community Colleges League of California (League). The League is partnering with NRG eVgo to promote charging stations at all community colleges. The subsidized stations will be installed on campuses where electricity is provided by investor-owned utilities. Use of the slow chargers is limited to persons that the District identifies as its personnel. NRG eVgo will administer the charging program (e.g., marketing, accounting, collections, equipment maintenance and service, and customer service). Users will pay a monthly subscription fee of \$29.95, which NRG eVgo will keep and use to offset the program administration costs. Users will also pay a charging fee of \$0.50 to \$1.00 per hour, depending on the capacity of the battery.

**Green Charge Network (Fast Chargers):** The total cost (equipment, supplies, and labor) to install fast chargers is \$510,000. This cost will be fully paid by Green Charge Network (GCN), with a grant from the California Energy Commission. The CEC awarded the grant for the specific purpose of installing fast chargers in the State of California. The annual estimated is \$21,598.88, an aggregate total for all three chargers. GCN will keep 50% ((\$10,799.44) of the savings to administer the charging program. The remaining 50% savings will be retained by the generating sites. The term of the agreement with GCN is five (5) years. At the end of the term, the District may: (1) renew the agreement; (2) terminate the agreement and direct GCN to remove the charging stations at GCN's cost; or (3) terminate the agreement and purchase the charging stations at fair market value, or at a prearranged price.

NRG eVgo is part of [NRG Energy Inc.](#); Arun Banskota is the president of the company, whereas, Kevin Kelleher is the account representative in California. Founded in 2009, GCN is headquartered in Santa Clara, CA with an office in Brooklyn, N.Y. Vic Shao is the Chief Executive Officer of GCN; whereas, Stephen Kelley is the Senior Vice President of Sales of the company.

All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Sources: (1) California Energy Commission (CEC) grant awarded to GCN, and (2) District Solar Energy Credit from California Solar Initiative.**

30. Consider Approval for the Administration to Complete Emergency Facilities Repair and Replacement Projects Phase I at Merritt College, Laney College, and College of Alameda. **Presenter: Vice Chancellor Ikharo.**

Approval is requested to allocate \$2,594,300 from Measure E to complete various Emergency Facilities Repair and Replacement Projects Phase I at Merritt College, Laney College and College of Alameda. This amount represents an estimated cost that will pay for the construction and soft cost for eight (8) emergency projects at three (3) colleges. The process for selecting these projects began with the stakeholders at the colleges as they provided priority emergency projects needing immediate repairs or replacement. Time is of the essence for these emergency projects particularly for leaks in several Career Technical Education classes located in Buildings A, E, F, G, and including parts of the Library at Laney College. These projects were vetted through the District's Planning Budget Council (PBC). The council recommended these emergency projects to the Chancellor for approval and implementation contingent upon the availability of funding. Measure E funds are still available due to project savings.

These emergency projects were identified due to years of substantial deterioration of the District's educational infrastructures. The locations of these projects are as follows: College of Alameda, parking lot and pathway replacement; Merritt College stairways deterioration in building E and D; new independent domestic hot water system in the gym showers. Laney College projects consist of replacing concrete structures to mitigate against major leaks, adding new ventilation system in chemistry labs, room #A235B, #A278, and #A279; replacing and installing corrosive material (blue) storage cabinet and add additional corrosive cabinet and vent both the ventilation system in the chemistry lab room #A278; properly sizing one (1) chiller to provide air volume and upgrading one (1) boiler in the central plant; and replacement of skylights at the Laney Library. Replacement of college-wide inoperable emergency response phones is included.

Most of the repairs and replacement work are structural. The list of emergency projects ranks high on the District's list of priorities because the equipment and infrastructure are in such poor conditions that the problem must be dealt with immediately. Pragmatic planning and proactive measures of these emergency projects will ensure that faculty, staff and administrators provide an environment that is conducive for learning. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure E Bond Fund.**

31. Consider Approval to Enter into an Agreement with Gates + Associates for Landscape Design Services for the Center for Science and Allied Health Building at Merritt College. **Presenter: Vice Chancellor Ikharo.**

Approval is requested to enter into an agreement with Gates + Associates for Landscape Design Services for the Center for Science and Allied Health Building at Merritt College, in the amount not-to-exceed \$43,500. In compliance with the Public Contract Code (PCC), an informal bid was conducted to procure this service. The responses to the RFP were evaluated based on criteria established in the RFP. Three (3) vendors responded to this RFP to provide professional landscape design services and to manage construction administration.

Proposal submissions were scored according to the following evaluative criteria: 1) Project Approach, 2) Qualifications, 3) Staffing Plan, and 4) Price Proposal. A technical screening committee comprising of the District's personnel, Merritt College faculty, and the project construction management team was established to evaluate and score all submissions according to the scoring criteria above. Pursuant to the Public Contract Code, the District can award this contract to the bidder whose proposal is determined to be the best value to the District based solely on the criteria set forth in the Request for Proposal. The total scores for the three (3) vendors are: RHAA (402 points), Gates + Associates (459 points), and Golden Associates (418 points). Approval is requested for Gates + Associates to be awarded the contract because they received the highest evaluation score of 459 points.

David Gates is the owner of the company; the business is located in San Ramon, California. All Board approved contracts are subject to final negotiation and execution by the Chancellor. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Fund.**

32. Consider Approval of Change Order No. 1 to the Professional Tree Care Company contract for the Laney College Beautification Project. **Presenter: Vice Chancellor Ikharo.**

Approval is requested for Change Order No. 1 to the contract with the Professional Tree Care Company for the Laney College Beautification Project, in the amount of \$2,243.00. At the October 8, 2013 meeting, the Governing Board of Trustees awarded the original contract amount of \$78,858.00. This change order in the amount of \$2,243.00 will increase the Professional Tree Care Company's contract to \$81,101.00, or 2.8% of the original contract.

This project redefined the entry to Laney College at Fallon Street. The project involved clearing and grubbing of a circular planting area, changing the paving and seating areas, integrating plantings and ground cover, and installing the irrigation systems. This project's completion time line was for forty five (45) calendar days. This change order comprises of replacing a damaged irrigation wire; and installing two additional drainage outlets, 60 feet of expansion joint, and

10 Anti-Skate joints. The project is now complete; the Department of General Services is filing a Notice of Completion (NOC) with the County of Alameda.

The company has an active license with the Department of Consumer Affairs – Contractors State License Board (CSLB). The firm is a division of Arboricultural Specialties, Inc. and they are located in Berkeley, California; Charles Slesinger is the Marketing Director of the company. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**

33. Consider Approval of Resolution No. 13/14-49, Acceptance of the Completed work and Release of Retention for the District-wide Track and Field Replacement Project (RFPNo. 13-14/27), Field Turf USA Inc. – A Tarkett Sports Company Inc.  
**Presenter: Vice Chancellor Ikharo.**

Approval is requested for Resolution No. 13/14-49, for completed work and release of retention the District-wide Track and Field Replacement Project (RFP No. 13-14/27), Field Turf USA Inc. – A Tarkett Sports Company Inc., in the amount of \$71,900.85. The Board of Trustees approved the contractual bid and award of this project to the vendor on October 8, 2013, in the amount of \$1,438,017. The Chancellor negotiated a final contractual amount of \$1,292,500. Final acceptance of the project and release of the remaining five percent (5%) retention of \$71,900.85 is based the board approved amount of \$1,438,017. The project scope of work included the replacement and striping of the tracks at Laney College, Merritt College, and additional ADA parking at the College of Alameda. A Notice of Completion (NOC) was filed and approved by the County of Alameda on February 4, 2014, and certified by the Division of the State Architect, DSA. The work was completed on time and on budget. There was one (1) change order in the amount of \$4,244.13, which was approved by the Board of Trustees on January 21, 2014. The Chancellor negotiated the final Change Order amount to \$4,181.63 which is 0.3% of the original contract amount of \$1,438,017.

FieldTurf USA Inc. is a corporation that is being managed by Marty Olinger (Senior Vice President of Sales), Harold McNeil (Vice President of Manufacturing), Charles Cook (Vice President of Construction and Installation), Andrew Rowley (Sales Representative), Michael Vincent (Lead Estimator), Lindsay Agattas (Sr. Project Administrator) and Greg Weisbrich (Construction Manager). The business is registered with the California Department of Consumer Affairs – Contractors State License Board. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**



## ACTION CALENDAR ITEMS

The Action Calendar lists non-routine items that the Board of Trustees may wish to discuss and/or debate. The list below may be supplemented by items removed from the Consent Calendar. The Board may move to the Action Calendar items with public speakers, and Board-sponsored Resolutions. The Board will hear public comments prior to taking any action on these items.

34. Consider approval of nomination of Ms. Sheryl Queen for Classified Employee of the Year award **Presenter: Chancellor Ortiz**

The California Community Colleges' Board of Governors along with the State Chancellor's Office and the Foundation for California Community Colleges seeks nomination for their annual Classified Employee of the Year Award.

Chancellor Ortiz, in consultation with his Cabinet, recommends the nomination of Ms. Sheryl Queen. The District-wide Classified Senate was also informed.

Until her untimely and unexpected passing on August 1, 2013, Ms. Queen served for more than 32 years as a classified employee at Peralta Community College District. She demonstrated the highest level of professionalism and collegiality, serving as District Classified Senate President for many years and shop steward for Local 1021 SEIU. She also served as a leader beyond Peralta Colleges. Sheryl volunteered in numerous community and Peralta activities. She was active with her parents in the local Alameda County chapter of The California Council of the Blind. She is remembered for her assistance in the marathon sessions of the State Resolutions Committee whose efforts had a material impact on legislation and other programs for the blind. At the national conventions of the American Council of the Blind, she co-managed the large exhibit hall with its one-hundred plus exhibitors.

## ANNOUNCEMENTS

### 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 8<sup>th</sup> Street, Oakland, CA, (510) 466-7203, [bmartinez@peralta.edu](mailto:bmartinez@peralta.edu) at least 48 hours prior to the meeting.