



PERALTA COMMUNITY COLLEGE DISTRICT

REGULAR MEETING OF THE BOARD OF TRUSTEES

Tuesday, March 25, 2014

5:00 p.m. Closed Session

7:00 p.m. Public Session

333 East 8th Street

Oakland, CA 94606

Welcome to a meeting of the Peralta Community College District Board of Trustees. Meetings of the Peralta Community College District Governing Board are Broadcast Live on 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

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 March 11, 2014.

Consider approval of the regular Board meeting minutes of March 11, 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

Deputy Chancellor's Report John Hendrickson

Vice Chancellor's Reports

Budget Update Interim Vice Chancellor Rinne

Enrollment and Vice Chancellor Orkin

Student Services Update Vice Chancellor Ikhara

General Services Vice Chancellor Largent

Human Resources Vice Chancellor Largent

College Reports

Berkeley City College President Budd

College of Alameda Interim President Gravenberg

Laney College President Webb

Merritt College President Ambriz-Galaviz

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. College of Alameda Program of Distinction Presentation **Presenter: Interim President Gravenberg** (15 minutes)

The Program of Distinction presentation will focus on The College of Alameda Apparel Design and Merchandising (ADAM) Program which offers affordable fundamental and advanced training in fashion design and production. Our curriculum is industry-driven and meets current trends and technology in an ever-expanding field. ADAM instructors are industry professionals in the areas of Apparel Design and Manufacturing. They have worked and taught in the major fashion markets of London, Paris, New York, Los Angeles, San Francisco and Montreal.

CONSENT CALENDAR (7:45 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

7. Consider Approval of First Reading on Proposed Board Policy **Presenter: Chancellor Ortiz**

The Board will conduct a first reading on the Board Policies. The following policy is presented for review, and will return to a future Board meeting for adoption:

- BP 3900 Speech Time Place and Manner
This policy was revised to update the designated area.

8. Consider Approval of Resolution 13/14-55, Excusing Student Trustee Absence
Presenter: Trustee Guillén

It is recommended that Trustees approve Resolution 13/14-55, excusing Student Trustee Clegg from the March 11, 2014 Board meeting due to illness. The Chancellor recommends approval.

9. Consider Approval of Resolution 13/14-57 to establish a Peralta Community College District Minimum Wage **Presenter: Trustee González Yuen**

Consider Approval of Resolution 13/14-57 to establish a Peralta Community College District Minimum Wage. The Chancellor recommends approval.

EDUCATIONAL AND STUDENT SERVICES

10. Consider Approval of Course and Program Additions, Deactivations and Changes **Presenter: Vice Chancellor Orkin**

Consider approval of course and program additions, deactivation and Changes. Included for approval are proposed curriculum actions as recommended by the Council for Instruction, Planning and Development (CIPD). The spreadsheet entitled "CIPD February 3 2014" contains course and program additions, changes and deactivations as approved by the colleges' curriculum committees and CIPD. The Chancellor recommends approval.

11. Consider Approval of an Amendment to the Contract with Highstreet IT Solutions for FY 2013/14 to increase the payment limit by \$115,940 **Presenter: Associate Vice Chancellor Madlock**

Consider Approval of an Amendment to the Contract with Highstreet IT Solutions for FY 2013/14 to increase the payment limit by \$115,940. Project 3.7 of the District's Information Technology Strategy, Student Financial Aid System, calls for the implementation of the PeopleSoft Financial Aid module to increase efficiency of operations and reduce the operating costs. Highstreet IT Solutions was the vendor selected through an RFP process and their contract was approved at the July 16, 2013 Board meeting.

PeopleSoft (PS) Enterprise Resource Planning (ERP) is a highly integrated system that discourages customizations. At Peralta Community College District, customization of PeopleSoft was necessary to address our unique needs (i.e. large district with four colleges and a District Services Center. The implementation of the PeopleSoft Financial Aid module into our existing PS infrastructure has exposed prior customizations that are causing severe structural and configuration challenges. As a result, additional funds are needed to resolve data integrity issues as they are found. Highstreet services include PS system modifications, functional training, knowledge transfer, remediation of student records and other data integrity issues. The contract amendment

provides \$115,940 or about 14% of the original contract amount for uninterrupted Module installation by incorporating budgeted funds as a contingency amount subject to direction by the Associate Vice Chancellor of Information Technology and approval by the Chancellor. Expenditure of the Financial Aid Module project contingency, if any, will be reported for Board of Trustees information.

The addition of these funds will bring the total contract amount to \$946,940.00

All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding source: Measure E.**

FINANCIAL SERVICES

12. 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 22, 2014 through March 7, 2014. Recent AP, Travel and Consulting Contract warrant registers are brought to the Board for *ratification* purposes only. The Chancellor recommends *ratification*.

13. Consider Acceptance of Purchase Order Report **Presenter: Interim Vice Chancellor Rinne**

Consider acceptance 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 22, 2014 through March 7, 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.

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

Consider approval of budget transfer report covering the period from February 22, 2014 through March 7, 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.

HUMAN RESOURCES

15. 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.

Last Name	First Name	Date of Hire	End Date	Position Title	Site
Alvarado	Cynthia	3/28/14	6/30/14	Staff Asst/Instruction	M
Hainbuch	Stefen	3/26/14	6/30/14	Program Spec/Student Act	L
Harper	Virginia	3/26/14	4/25/14	Staff Asst/VP Office	A
Koelle	Katherine	3/26/14	6/30/14	Curriculum Specialist	B
Moore	Danielle	3/26/14	6/30/14	A & R Technician	M
Myles	Darnell	3/26/14	3/31/14	Toolroom Keeper I/Aviation	A
Nabeta	Dale	3/26/14	6/30/14	Inst Asst/Media Communication	L
Sainfeld	Elie	4/1/14	6/30/14	Inst Asst/Machine Technology	L
Sheppard	Jerry	3/26/14	5/16/14	Inst Asst/Diesel Mechanics	A
Tillman	Samiyah	3/26/14	6/30/14	Staff Asst/Admin	M

FACILITIES

16. Consider Approval of Resolution 13/14-53, Accept Bid and Award Contract, Breezeways Pavement Rehabilitation at Laney College (Bid No. 13-14/19), Valentine Corporation. **Vice Chancellor Ikharo.**

Approval is requested to accept the bid and award a contract to Valentine Corporation, for the Breezeways Pavement Rehabilitation at Laney College (Bid No. 13-14/19), in the amount not-to-exceed \$1,069,369. Under this contract, the contractor will perform all work per the contract documents prepared by Noll & Tam Architects. This project was warranted because the existing cross slope of the breezeway exceeds 2 percent (2%), which is not compliant with the Americans with Disabilities Act (ADA) requirement. After years of deterioration due to earthquakes and pedestrian foot traffic, irregularities of the breezeway surface have become a safety hazard. The existing ground surface storm drain systems in the breezeway have failed. This failure causes standing water to collect, therefore, damaging the surface and weakening the structural integrity of the breezeway.

The construction scope of work will include, but is not limited to the following: 1) without limitation, civil and plumbing related upgrades, including structural and accessibility compliance; 2) demolition and removal of the existing asphalt paving and existing storm drain system in the majority of breezeways; and 3) installation of a new storm drain system and covered with new asphalt paving.

In compliance with the Public Contract Codes, Section 20651, formal competitive bidding and a request for bid was conducted for this project. A mandatory bidder's conference was held on December 19, 2013; the bid opening was held on March 6, 2014. A total of four (4) bids were received, as follows:

CONTRACTORS	LOCATION	TOTAL BID
Valentine Corporation	San Raphael, CA	\$1,069,369
J.A. Gonsalves & Sons	Napa, CA	\$1,177,976
Rodan Builder	Burlingame, CA	\$1,240,000
Angotti & Reilly	San Francisco, CA	\$1,686,773

The lowest responsible and responsive bid was submitted by Valentine Corporation, in the amount not-to-exceed \$1,069,369. Robert and Madeline Valentine are principals of Valentine Corporation and the business has a current and active contractor's license (#229225) in California with good standing. The firm 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.**

- 17. Consider Approval to Enter into an Agreement with Byrens-Kim Design Works to Provide Architectural Design Services for the Stairway Replacement Project at Merritt College and Roadway Refurbishment Project at College of Alameda.
Presenter: Vice Chancellor Ikharo

Approval is requested to enter into an agreement with Byrens-Kim Design Works to provide architectural design services for the Stairway Replacement Project at Merritt College and the Roadway Refurbishment Project at College of Alameda (COA), in the amount not-to-exceed \$30,050. Under this agreement, Byrens-Kim Design Work will provide design construction specification for the stairway located at the northeast corner of Building D at Merritt College that need refurbishing and provide specifications for the College of Alameda roadway refurbishment work.

This design services is needed since the stairway at Merritt College and the roadway at COA have deteriorated since the original construction 40 years ago. The roadway damage is significant because many potholes exist in the roadway caused by failure in the asphalt pavement as a result of the presence of water and traffic passing over the affected area. The redesign and replacement of the stairway will meet Title 24 of the California Building Code and regulations of the Americans with Disabilities Act (ADA).

The Department of General Services (DGS) selected three (3) firms from the Board's pre-approved short list of architectural firms. These three firms have all maintained a good working relationship with the District on small projects for the DGS. The three selected firms provided proposal quotes are as follow:

CONSULTANTS	LOCATION	TOTAL BID
Byrens-Kim	Oakland	\$30,050
Murakami-Nelson	Oakland	Non-Responsive
Gelfand Partners	San Francisco	\$75,045

Byrens-Kim's service was chosen based on being the lowest responsible bid. Doug E. Kim is the principal of the company. The business is located in Oakland, California. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval.
Funding Source: Measure E Bond Funds.

- 18. Consider approval to enter into a contract with EMCOR Services/Mesa Energy Systems for Laney College Central Plant Chiller Repair. **Presenter: Vice Chancellor Ikharo**

Approval is requested to enter into a contract with EMCOR Services/Mesa Energy Systems to repair the Central Plant Chiller at Laney College, in the amount not-to-exceed \$43,956. Laney College central heating and cooling plant has three existing chillers for cooling. One of the three existing chillers is not working, and needs to be repaired. If the chiller is not repaired and brought back on line, then there will not be enough cooling capacity to cool the campus buildings during warm days. EMCOR will provide the following scope of work: disconnect and remove existing chiller variable frequency drive (VFD); inspect water actuator valves and provide recommendations; furnish and install one (1) new variable frequency drives (VFD); furnish and install one (1) new integrated chiller control module; furnish and install one (1) transducer; furnish and install electrical, wiring, conduit, connectors and materials needed to facilitate the installation of the new VFD; provide factory certified start up on VFD; provide a 3 year parts and labor warranty with factory start up; and provide start up, log operation, and verify proper operation.

In compliance with the Public Contract Code, Section 20651, an informal competitive bidding was conducted for these professional services. Three (3) written quotes were received from the following contractors:

CONTRACTORS	LOCATION	TOTAL BID
EMCOR Services	Oakland, CA	\$43,956
American Chiller Services	San Leandro, CA	\$52,250
Carrier Corporation	San Leandro, CA	\$56,418

The lowest responsive and responsible bidder was EMCOR Services, in the not-to-exceed amount of \$43,956. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: District General Funds and State One Time Matching Funds.**

19. Consider Approval of Amendment No. 4 to the Agreement for Project Labor Agreement (PLA) Management Services with Davillier-Sloan, Inc. (DSI).
Presenter Vice Chancellor Ikharo.

Approval is requested for Amendment No. 4 to the agreement for Project Labor Agreement (PLA) Management Services with Davillier-Sloan, Inc. (DSI), in the not-to-exceed amount of \$42,000, for the period of March 1, 2014 to February 28, 2015. The Governing Board of Trustees approved DSI's original agreement for professional services on March 23, 2010, in the amount of \$72,000; each Amendment No.1 and 2, amounted to \$72,000; Amendment No. 3 amounted to \$40,000; and including this Amendment No. 4, their service contract to date will be \$258,000 for all contracts.

DSI will continue to provide a full range of services related to the Project Labor Agreement (PLA) for the District. DSI will provide comprehensive labor relations and dispute resolution services with main emphasis on local hiring. This extension in the not-to-exceed amount of \$42,000 is for a one-year period. DSI has continued to perform their work satisfactorily and it is recommended that this amendment be extended for an additional one-year period.

They will provide the following services to administrate the District's Project Labor Agreement: complete data collection management; conduct workforce development and compliance enforcement; coordinate labor relations activities; participate in District relations and attend meetings; and report progress of local hiring to the District.

This is the fifth and final year that the vendor may continue this contract for services with the District. In compliance with the Education Code Section 81644 and the District's Administrative Procedures 6340, a vendor may only continue a contract for services not to exceed five (5) years. Therefore, as required by California Public Contract Code Sections 20651-20660 and Board Policy 6330, prior to the end of their contract, the District will solicit for a new Request for Proposal (RFP) to procure this service with a new vendor.

Jake Sloan is the President of DSI; the business is located in Oakland, California. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Fund.**

20. Consider Approval of Resolution No. 13/14-50, Acceptance of completed work and Release of Retention for the Laney College Beautification Project, (Bid No.13-14/05), Professional Tree Care Company. Presenter. Vice Chancellor Ikharo.

Approval is requested for Resolution No. 13/14-50, Acceptance of the completed work and release of retention for the Laney College Beautification Project at the college entrance on Fallon Street. On October 8, 2014, the Board of Trustees approved (Bid No. 13-14/05), awarding a contract to the Professional Tree Care Company for the Laney Beautification Project, in the amount of \$78,858.00. The project was completed on January 10, 2014, and a Notice of Completion (NOC) has been filed with the County of Alameda; project acceptance is now recommended. This resolution accepts the project as complete and provides a retention release payment of \$3,942.90 which is 5% of the contract price. There was one change order in the amount of \$2,243.00, which was 2.8% of the original contract amount (\$78,858) approved at the Board of Trustees' meeting on March 11, 2014.

The Professional Tree Care Company has an active license with the Department of Consumer Affairs – Contractors State License Board (CSLB). An approval by the Board of Trustees is recommended to authorize the release of the retention amount. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**

21. Consider Approval of Resolution No. 13/14-52, Acceptance of Completed Work and Release of Retention for Merritt College's Building 'A' Heating Upgrade Project (Bid No. 12-13/07), Environmental Systems, Inc. Vice Chancellor Ikharo.

Approval is requested for Resolution No. 13/14-52 for completed work and release of retention for Merritt College's Building 'A' Heating Upgrade Project (Bid No. 12-13/07) to Environmental Systems, Inc. On January 22, 2013, the Board of Trustees ratified the contract award to the company, in the amount of \$195,000.00. A notice to proceed (NTP) was issued with a start date of March 11, 2013 with the project duration of 180 calendar days. The final completion date was on July 12, 2013 for the entire project, as the contractor completed work ahead of schedule. A Notice of Completion (NOC) was filed with the County of Alameda, and project acceptance is recommended. This resolution accepts the project as complete and staff is requesting final acceptance of the project and release of the remaining 5% retention in the amount of \$10,378.60. There was one deductive (1) change order in the amount of (\$12,571.51) which was approved by the Board of Trustees on December 10, 2013. An approval by the Board of Trustees is recommended to authorize the release of retention amount. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**

22. Consider Approval of Resolution No. 13/14-51, Acceptance of Completed Work and Release of Retention for the Laney College Distribution Panel Replacement Project (Bid No. 12-13/21), BBJ Electric Inc. **Vice Chancellor Ikharo.**

Approval is requested for Resolution No. 13/14-51 for completed work and release of retention for the Laney College Distribution Panel Replacement Project (Bid No. 12-13/21) to BBJ Electric Inc. On June 25, 2013, the Governing Board of Trustees approved a contract award to BBJ Electric Inc., in the not-to-exceed amount of \$63,400. A notice to proceed (NTP) was issued with a start date of July 17, 2013 with a project duration of 90 calendar days. The final completion date was on October 17, 2013; a Notice of Completion (NOC) was filed with the County of Alameda, and project acceptance is recommended. This resolution accepts the project as complete and staff is requesting final acceptance of the project and release of the remaining in the amount of \$6,340. There were no change orders on this project. An approval by the Board of Trustees is recommended to authorize the release of retention amount. All Board recommended contracts are subject to negotiation and execution by the Chancellor. The Chancellor recommends approval. **Funding Source: Measure A Bond Funds.**

23. Consider Approval of Resolution No. 13/14-54, Acceptance of the Completed work and Release of Retention for the Rehabilitation to Laney College Administrative Tower Project - Phase 2 (Bid No. 12-13/17), Bay Construction Company. **Vice Chancellor Ikharo.**

Approval is requested for Resolution No. 13/14-54 for completed work and release of retention for the Rehabilitation to Laney College Administrative Tower Project - Phase 2 (Bid No. 12-13/17). On March 12, 2013, the Board of Trustees approved Bid No. 11-12/17, awarding a contract to Bay Construction Company for the Rehabilitation to Laney College Administrative Tower Project - Phase 2. A Notice of Completion (NOC) has been filed with the County of Alameda, and project acceptance is recommended. This resolution accepts the project as complete and provides a retention payment of \$27,632.43 to Bay Construction Company, which is 5.3% of the contract price. There was one change order implemented on the project that totaled \$32,648.59, which was 6.27% of the original contract amount (\$520,000). An approval by the Board of Trustees is recommended to authorize the release of retention amount. 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.

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 8th Street, Oakland, CA, (510) 466-7203, bmartinez@peralta.edu at least 48 hours prior to the meeting.