



BOARD OF TRUSTEES  
OF THE  
PERALTA COMMUNITY COLLEGE DISTRICT  
MINUTES  
JULY 15, 2014

**CALL TO ORDER (7:12 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 Â§ 54957.6) Conference with Legal Counsel, Multiple Cases: (Government Code Â§ 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 (54956.9(a)), Liao v. PCCD, Alameda County Superior Court Case No. RG14717733 \* Conference with Legal Counsel (54956.9(a)), BAP Events LLC v. PCCD, Alameda County Superior Court, Case No. RG14-728878. \* Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (8 cases). Conference with Real Property Negotiator (Government Code Â§ 54956.8): \* Negotiator Ikharo, 2118 Milvia Street, Berkeley, California, 94704 Public Employee Appointment - Employment, Performance, Evaluation, Discipline, Dismissal, Release - All Employees (Government Code Â§ 54957). \* Consider approval to extend the appointment of President, College of Alameda. \* Consider approval to appoint Interim Director of Workforce Systems (grant-funded position), College of Alameda. \* Consider approval to appoint Interim Dean of Academic Pathways and Student Success, College of Alameda. \* Consider approval to appoint Interim Associate Vice Chancellor and Special Assistant to the Chancellor, District Office. \* Consider approval to appoint Facilities Project Manager, (Measure A-funded position) District Office. \* Chancellor's Evaluation

**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 Oliver Pr\_ Ab\_ and Rolley Pr\_ Ab\_.

Present: Student Trustee Oliver, Student Trustee Rolley, Trustee Handy, Trustee Gonzalez Yuen, Trustee Withrow, Trustee Gulassa, Trustee Brown, Trustee Guillen, and Trustee Riley.

Absent: None.

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

**The Board voted to approve the appointment of the following public employee contracts, which are subject to contractual agreement by the Chancellor. Salaries are for informational purposes only, and are not voted by the Board:**

Recommendation to extend the appointment of Eric Gravenberg as President, College of Alameda, from September 1, 2014 through June 30, 2015, or until the position is filled on a regular basis at \$175,100 annually.

AYES: 7 NOES: 0 ABSTAIN: 0 ABSENT: 0

Recommendation to appoint Michael Goldberg as Interim Director of Workforce Systems (grant-funded position), College of Alameda, from July 16, 2014 through June 25, 2015, or until the position is filled on a regular basis at \$97,850 annually. AYES: 7 NOES: 0 ABSTAIN: 0 ABSENT: 0

Recommendation to appoint Myron Jordan as Interim Dean of Academic Pathways and Student Success, College of Alameda, from July 16, 2014 through December 23, 2014, or until the position is filled on a regular basis at \$113,300 annually.

AYES: 7 NOES: 0 ABSTAIN: 0 ABSENT: 0

Recommendation to appoint Linda Sanford as Interim Associate Vice Chancellor and Special Assistant to the Chancellor, District Office, from July 1, 2014 through June 30, 2015 at \$144,200 annually.

AYES: 7 NOES: 0 ABSTAIN: 0 ABSENT: 0

Recommendation to appoint Sharon Millman as Facilities Project Manager, (Measure A-funded position) District Office, from July 16, 2014 through June 30, 2016 at \$103,000 annually.

AYES: 6 NOES: 0 ABSTAIN: 1 (Riley) ABSENT: 0

(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.

Agenda

MOTION: Motion by Trustee Withrow, second by Trustee Gulassa to approve Agenda with the following amendments:

Move Agenda Item #9 to after Board of Trustees' reports and change the order of the Presentations (moving Agenda Item #8 before #7)

Move Agenda Items #21 and #25 have been moved to the Action calendar.

Under short-term assignments:

add Esteem Brumfield, staff asst/admin general, from July 17, 2014 through June 30, 2015.

AYES: Trustee Handy, Trustee Gonzalez Yuen, Trustee Withrow, Trustee Gulassa, Trustee Brown, Trustee Guillen, and Trustee Riley.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

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

MOTION: Motion by Trustee Gulassa, second by Trustee Withrow to approve The Board Meeting Minutes of June 24, 2014. The minutes are posted on Granicus.

AYES: Trustee Handy, Trustee Gonzalez Yuen, Trustee Withrow, Trustee Gulassa,  
Trustee Brown, Trustee Guillen, and Trustee Riley.  
NOES: None  
ABSTAIN: None  
ABSENT: None

The motion passed.

1. Consider Approval of the Regular Board meeting Minutes of June 24, 2014. Consider approval of the regular Board meeting minutes of June 24, 2014. The minutes are posted on Granicus.

### **Background Material**

### **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/>

Speaker Ward, East Bay Coalition for Change, thanked Trustees Brown, Guillen and Withrow for the productive meeting where Student Success programs and upcoming programs for the fall were discussed and making sure that all students are served.

Speaker Norris, East Bay Coalition for Change, also thanked Trustees Brown, Guillen and Withrow for the productive meeting and hope that the conversations continue and that they continue to be productive.

### **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. \(Please provide your Name, College, and Position, and line-up to speak.\)](#)

Speaker Singh, President of Associated Students, College of Alameda, spoke on happenings at College of Alameda.

Speaker Gosh, Incoming Vice President of Programs, Berkeley City College, spoke on happenings at Berkeley City College.

3. Chancellor's Reports      Chancellor's Report Dr. José M. Ortiz Vice Chancellor's Reports Budget Update Interim Vice Chancellor Rinne      Enrollment and Vice Chancellor Orkin      Student Services Update      General Services Vice Chancellor Ikharo Human Resources Vice Chancellor Largent      College Reports

Vice Chancellor Orkin provided an enrollment update. Today's enrollment report comparing Fall 2013 versus Fall 2014 shows that we are 5.5% down from last year, however, the gap has closed and were in double digits a few weeks ago. Partially due to our public relations campaign and other reasons, we now have registered for the fall almost 5,000 resident FTES and 300 non-resident FTES. The target that was established last year was also reached.

Trustee Gonzalez Yuen congratulated Dr. Orkin and asked for a copy of the summary that was provided.

#### **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.

Trustee Withrow asked that a report on where we stand and the prognosis for the International Program at the September or October meeting.

Student Trustee Oliver requested a future discussion on motions being made by student trustees.

Trustee Gulassa thanked all those that participated at the Peralta 50th Celebration at the District Office. Trustee Gulassa also reminded that it's been one year since we were removed from warning and it is his hope that as we move into this next accreditation cycle that we continue this.

Trustee Guillen also was in attendance at Peralta's 50th Celebration.

Trustee Riley would like to see a presentation and project update on Measure DD between the City of Oakland and Peralta.

Trustee Brown taught a class at the Barbara Lee Elihu Harris Martin Luther King freedom center and was a wonderful opportunity to interact with the youth that are being trained for leadership in our community. Trustee Brown also met with several community leaders as well as Trustees Withrow and Guillen to discuss the knowledge and experience in how we could draw upon the resources in our community

to make a stronger Peralta Community College District. Trustee Brown was also privileged to participate in the 50th Celebration on July 1st.

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

### **PRESENTATIONS (7:35 P.M.)**

6. [Resolution presented to the Chancellor and Board of Trustees \(5 minutes\) Presenter: Jacqueline Orpilla, Senior Field Representative, Assemblymember Rob Bonta A resolution will be presented to Chancellor Ortiz and the Board of Trustees in celebration of Peralta's 50th Anniversary presented by Assemblymember Rob Bonta, Assemblymember Nancy Skinner and Senator Loni Hancock's Office.](#)
7. [Accreditation Presentation \(10 minutes\) Presenter: Chancellor Ortiz](#)

Chancellor Ortiz shared some of the efforts that are underway at the Peralta District with regards to the larger accreditation mission. This year the District has designated \$3,000,000 in order to address some of the achievement gaps that have been identified. Of those \$3,000,000, we have used the budget allocation model to distribute this to the four colleges. Chancellor Ortiz met with the College Presidents on the various proposals that the campuses have submitted for funding.

Some of the projects that are being considered at the colleges include:

Berkeley City College - additional faculty advisors for their students, gateway to college implementation, funding for a student success program among others.

Laney College - over fifteen projects including the affirm projects, Asian and Pacific American student success program, Puente program, mathematics improvement and STEM improvement among others.

Merritt College - Affirm program and additional tutoring for all students among others.

College of Alameda - programs to help students move on to graduation including Alameda Promise, learning communities, Open Gate program and Brotherhood program among others.

Trustee Guillen clarified that in September the colleges will decide what programs will be funded and the status of those programs. Chancellor Ortiz said that there are some programs that will be implemented in the Fall but others may have to wait for the Spring but the dollars are available to the colleges and they can allocate them as they see prudent for the coming Fall and will also be available for carry-over.

Trustee Brown asked about the report on Student Success in terms of coordination and how we would address the issue of foster youth and AB 21? Would this be through the individual colleges or would this be centralized? Chancellor Ortiz said this is uncharted territory but we are getting new information and we will be in discussions to see how we can parlay the programs into student success.

Trustee Gulassa thanked Chancellor Ortiz for the information and remembers on a previous cycle that there was a misunderstanding that the Board of Trustees is the Board of the District but it should also be understood that each of the individual colleges are submitting their plans to the Board of Trustees and wanted to emphasize this so there is no misunderstanding. The District and the Board of Trustees are all part of the accreditation.

Trustee Gonzalez Yuen thanked Chancellor Ortiz for the dual reports which were reassuring and is hoping that as the District reflects back on assessment, that we figure out what is and what is not working.

[Background Material 1](#)

[Background Material 2](#)

### Background Material 3

8. Information Technology Strategy Update/Status (15 minutes) Presenter: Associate Vice Chancellor Madlock Information Technology (IT) will present "Year in Review", which summarizes the current state of IT at PCCD including a status of the IT Strategy and Student Financial Aid Project.

### Presentation

### Background Material

Trustee Brown asked how the current sustainable IT Infrastructure schedule compares to the infrastructure in 2012. Associate Vice Chancellor Madlock said the difference is that IT has added projects such as the finance module, Voice Over IP, network projects and SSSP projects that are relevant or funded in 2012. Trustee Brown added that it would be helpful if we can measure where we are in terms of the integration of the 2012 plan with the current plan so that we can see the course we charted to make sure we are still on track.

Trustee Gonzalez Yuen asked about the Financial Aid Component and wanted to confirm that all of the ISERS have been loaded which AVC Madlock confirmed. Trustee Gonzalez Yuen also echoed Trustee Brown's suggestion to have a comparison in terms of the original and current projects.

Trustee Guillen congratulated AVC Madlock on the work he has completed to date and asked what the reasons were to continue a contract with Highstreet if the program has been implemented? AVC Madlock said that based on a survey conducted on all four campuses, the overwhelming feedback was that training was needed. Trustee Guillen also questioned the amount of \$1,600 for rental car fees and asked what services we will be receiving from Highstreet. AVC Madlock said this was an estimate based on our GSA travel policy. The consultant will work on a schedule with the Financial Aid team as well as be available at the campuses to help with the disbursement and packaging. Trustee Guillen also asked about the back-up plan for disaster recovery and server virtualization. Our People Soft is backed up nightly and can be restored at any time which is cloud based.

Trustee Brown questioned the cloud strategy and virtualization of data because that was one of the greyed out items on the spreadsheet and appeared to be unfunded and wanted to know if we had the cloud storage data capacity. AVC Madlock said we are currently have cloud for our data backup as well as tape backup for the mainframe. The cloud strategy is more comprehensive and will look at overall how we will move forward in cloud technology.

### CONSENT CALENDAR (8:05 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

MOTION: Motion by Trustee Handy, second by Trustee Gonzalez Yuen to approve Agenda Items 1-20, 22, 23 as amended, 24 and 26 - 28.

AYES: Trustee Handy, Trustee Gonzalez Yuen, Trustee Withrow, Trustee Gulassa, Trustee Brown, Trustee Guillen, and Trustee Riley.

NOES: None  
ABSTAIN: None  
ABSENT: None

The motion passed.

9. Consider Approval of Resolution 14/15-05 Naming the Merritt Science and Allied Health Center the Barbara Lee Science and Allied Health Center Presenters: Trustee Linda Handy In appreciation and recognition of Congresswoman Barbara Lee's contributions to Merritt College and the Peralta Community College District, the Board of Trustees' approval is requested to approve Resolution 14/15-05 to name the Merritt Science and Allied Health Center the "Barbara Lee Science and Allied Health Center" in her honor. In accordance with Board Policy 6.87, Board approval of this action is required. The Chancellor recommends approval.

#### Resolution

MOTION: Motion by Trustee Brown, second by Trustee Gulassa to approve Agenda Item 9. Consider Approval of Resolution 14/15-05 Naming the Merritt Science and Allied Health Center the Barbara Lee Science and Allied Health Center Presenters: Trustee Linda Handy In appreciation and recognition of Congresswoman Barbara Lee's contributions to Merritt College and the Peralta Community College District, the Board of Trustees' approval is requested to approve Resolution 14/15-05 to name the Merritt Science and Allied Health Center the "Barbara Lee Science and Allied Health Center" in her honor. In accordance with Board Policy 6.87, Board approval of this action is required. The Chancellor recommends approval.

AYES: Trustee Handy, Trustee Gonzalez Yuen, Trustee Withrow, Trustee Gulassa, Trustee Brown, Trustee Guillen, and Trustee Riley.  
NOES: None  
ABSTAIN: None  
ABSENT: None

The motion passed.

10. Consider Approval of Resolution 14/15-02, Excusing Trustee Absence Presenter: President Guillén It is recommended that Trustees approve Resolution 14/15-02, excusing Trustee Guillén from the June 24, 2014 Board meeting due to illness. The Chancellor recommends approval.

#### Resolution

11. Consider Approval of ratification for Out of State Travel pursuant to Board Policy 7400 Presenter: Chancellor Ortiz Consider Approval of ratification for Out of State Travel pursuant to Board Policy 7400 for the following faculty: Name Travel Location Travel Dates Larry Chang Memphis, TN July 9, 2014 - July 15, 2014 Peter Crabtree Memphis, TN July 9, 2014 - July 12, 2014 Charles Frost Memphis, TN July 9, 2014 - July 12, 2014
12. Consider Approval of Out of State Travel pursuant to Board Policy 7400 Presenter: Chancellor Ortiz Consider approval of Out of State Travel pursuant to Board Policy 7400 for the following faculty: Name Travel Location Travel Dates Sean Brooke Seattle, WA July 28, 2014 - July 30, 2014 Drew Gephart Seattle, WA July 28, 2014 - July 30, 2014 Louis Quindlen Minneapolis, MN July 20, 2014 - July 25, 2014 Luis Sanchez Boston, MA July 26, 2014 - July 30, 2014

#### Background Material



## EDUCATIONAL AND STUDENT SERVICES

13. Consider Approval to Increase the Approved Lease Expenditure Amount for 2070 Allston Way, Berkeley, CA. Presenter: President Budd Board approval is requested to increase the approved expenditure amount for the lease at 2070 Allston Way by \$38,000.00, to include the cost of Alameda County property taxes. At the Board meeting of December 13, 2013, the Board of Trustees approved entering into an 18-month lease at 2070 Allston Way, Berkeley, to be used for swing space for Berkeley City College, in the amount of \$283,352. Because the original Board approval amount only included the cost of the actual lease plus utilities, Board approval is requested to increase the approved lease expenditure by \$38,000. The property tax amount of \$38,000 will be reimbursed by the County. All Board recommended contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Unrestricted General Fund.

### [Background Material](#)

14. Consider Approval for a contract with Parking Concepts Inc. located at 2061 Allston Way, Berkeley, CA Presenter: President Budd Board approval is requested for a contract with Parking Concepts, Inc. totaling \$250,000.00. Berkeley City College is housed in a single building that does not allow for parking. Parking Concepts, Inc. is a privately owned facility that provides daily parking for faculty, staff and visiting PCCD employees. All Board recommended contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Unrestricted General Fund

### [Background Material](#)

15. Consider Contract Approval with the California Department of Education to Provide Child Care and Development Services and to Authorize Resolution 14/15-01 Presenter: Vice Chancellor Orkin Consider Contract Approval with the California Department of Education to provide child care and development services at Laney & Merritt College not to exceed \$720,568.00, and to authorize Resolution 14/15-01 for the designated personnel to execute contract documents for Fiscal Year 2014-15. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: State of California, Department of Education Child Development Division.

### [Background Material 1](#)

### [Background Material 2](#)

### [Background Material 3](#)

### [Background Material 4](#)

16. Consider Approval of Alameda County Workforce Investment Board (ACWIB) Specialized One Stop Career Center Services contract for North Cities area under The Workforce Investment Act (WIA) Presenter: President Gravenberg Consider Approval to accept Alameda County Workforce Investment Board (ACWIB) Specialized One Stop Career Center Services contract for North Cities area under The Workforce Investment Act (WIA) July 1, 2014-June 30, 2015. The budget for contract year 2014-2015 is \$771,816. The Peralta Community College District (CCD) is proud to align with the Alameda County Workforce Investment Board (ACWIB) in its vision for a regional system of integrated workforce services, education, and career and technical certified training, responsive to the local labor market. In partnership with the Adult Education division of the Berkeley Unified School District, Peralta CCD will realize this vision in the North Cities through the operation of two



specialized One-Stop Career Centers (OSCCs): one continuing at its current on-campus location at the College of Alameda, and the other, a new site at the Berkeley Adult School. By supporting WIA participant access to a full scope of training, job search and job placement services at these sites and through classroom-integrated services at Berkeley City College, Peralta CCD will increase the number of North Cities residents who obtain marketable and industry-recognized credentials or degrees, leading to meaningful employment, family-supporting careers and a vibrant East Bay economy. All Board approved contracts are subject to final negotiation and execution by the Chancellor. The Chancellor recommends approval. Funding Source: Workforce Investment Act (Department of Labor).

[Background Material 1](#)

[Background Material 2](#)

## **FINANCIAL SERVICES**

17. Review of Purchase Order Report Presenter: Interim Vice Chancellor Rinne 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 May 24, 2014 through June 27, 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.

[Background Material 1](#)

[Background Material 2](#)

18. 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 May 24, 2014 through June 27, 2014. Recent AP, Travel and Consulting Contract warrant registers are brought to the Board for ratification purposes only. The Chancellor recommends ratification.

[Background Material](#)

19. Consider Approval of Budget Transfer Report Presenter: Interim Vice Chancellor Rinne Consider approval of budget transfer report covering the period from May 24, 2014 through June 27, 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.

[Background Material 1](#)

[Background Material 2](#)

20. Consider Approval of the District's fiscal year 2013-14 Fourth Quarter CCFS-311Q Report Presenter:

Interim Vice Chancellor Rinne Consider approval of the District's fiscal year 2013-14 fourth quarter CCFS 311Q report. The CCFS-311Q is the State Chancellor's Office Quarterly Financial Status Report summarizing and communicating the results of the budgetary decisions and transactions made by the District through the fourth quarter of fiscal year 2013-14. The Chancellor recommends approval.

[Background Material 1](#)

[Background Material 2](#)

21. Consider Approval of Resolution Authorizing the Refunding of Outstanding District General Obligation Bonds Presenter: Interim Vice Chancellor Rinne Consider approval of resolution no.14/15-03 authorizing the refunding of outstanding general obligation bonds that will result in savings to tax payers. Due to historically low interest rates, the District has an opportunity to refund some of the outstanding bonds sold as part of Measures A, E and B. If the District were to refund today, estimated savings to tax payers would be approximately \$10.5 million (in today's dollars) dollars or 9.7% of the bonds to be refunded. A common benchmark used to evaluate if a district should refund is if the present value of the savings to the taxpayers would be greater than 3%. The Chancellor recommends approval.

[Background Material 1](#)

[Background Material 2](#)

MOTION: Motion by Trustee Withrow, second by Trustee Guillen to approve Agenda Item 21. Consider Approval of Resolution Authorizing the Refunding of Outstanding District General Obligation Bonds

AYES: Trustee Handy, Trustee Gonzalez Yuen, Trustee Withrow, Trustee Gulassa, Trustee Brown, Trustee Guillen, and Trustee Riley.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

Trustee Withrow highlighted the positive aspects which are the estimated savings to tax payers of approximately \$10.5 million dollars and requested for Executive Director Heyman to feature this in a future article.

Trustee Guillen thanked Chancellor Ortiz for bringing this item to the Board.

22. Consider approval of the contract with Highstreet IT Solutions for FY 2014-15 for the contract amount of \$53,540.00. This amount will cover travel expenses and professional service fees for a functional consultant to assist with post "Go-live" support for the newly integrated PeopleSoft Student Financial Aid module Presenter: Associate Vice Chancellor Madlock Approval is requested in order to procure the contract to cover professional service fees for the consultant who will be available 40 hours per week for a discounted rate of \$135/hour. The anticipated timeline for Highstreet IT Solutions contract is from July 16, 2014 through September 30, 2014. Most of the work will be onsite and travel expenses will be incurred for the not to exceed amount of \$10,340 as follows:

[Background Material 1](#)

[Background Material 2](#)

**HUMAN RESOURCES**

23. 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
- Ahmed Munira 7/16/14 6/30/15 Admissions & Records Clerk A Anding  
Nyagia 8/18/14 6/30/15 Inst Asst II/DSPS M Balogh Adam 8/18/14 6/30/15 Inst  
Asst/Machine Technology L Bierer Love 8/18/14 6/30/15 Inst Asst/Machine Technology L  
Bingham Sharonda 8/25/14 5/31/15 Inst Asst/Psychology M Boissiere Sheiba 7/21/14  
12/16/14 Clerical Assistant II M Carroll Linda 8/19/14 6/30/15 Inst Asst II/DSPS M Chan  
Cynthia 7/16/14 6/30/15 Inst Asst III/DSPS L Chea Deth 7/16/14 6/30/15 Clerical Assistant  
II L Cherry Bonnie 7/16/14 6/30/15 Library Technician I B Cruz Marissa 8/11/14 6/30/15  
Inst Asst/English L Doan Lan 8/13/14 6/30/15 Inst Asst/Culinary Arts L Dorsainvil Djems  
7/16/14 6/30/15 Inst Asst/Accompanist L Fogarino Shirley 7/16/14 6/30/15 Public  
Information Officer B Forlastro Christana 8/18/14 12/12/14 Library Technician II M  
Glasscock Brian 7/16/14 6/30/15 Stage & Production Asst L Greene Allison 7/16/14 6/30/15  
Library Technician I B Grey Markeda 7/16/14 6/30/15 Clerical Assistant II B Hill Corey  
7/16/14 10/22/14 Staff Asst/Admin (General) M Houang Thu 7/16/14 6/30/15 Senior Clerical  
Assistant A Jones Donna 7/16/14 11/30/14 Assistant Buyer D Jones Ronald 8/18/14  
6/30/15 Inst Asst/Machine Technology L Kahil Si Yazid 8/2/14 11/1/14 Inst Asst/Diesel  
Mechanics A Knight Jacinda 7/16/14 6/30/15 Inst Asst/Cosmetology L Lara Diana 7/16/14  
6/30/15 District Telecom Syst Coord D Le Connie 8/13/14 6/30/15 Inst Asst/Culinary  
Arts L Lee Hojae 7/16/14 12/12/14 Inst Asst/Biomedical Engineer L Lee Tammy 7/16/14  
6/30/15 Senior Clerical Assistant A Li Tianyu 8/18/14 6/30/15 Inst Asst/Machine  
Technology L Liang Xiaoming 7/21/14 12/16/14 Staff Asst/Admin (General) L Lopilato Ryan  
8/11/14 6/30/15 Inst Asst/English L Lunsford Ashley 7/16/14 6/30/15 Inst  
Asst/English B Lyons Jeffrey 8/18/14 6/30/15 Inst Asst/Machine Technology L Nabeta Dale  
7/21/14 11/19/14 Staff Asst/Admin (General) L Nutter Joshua 7/23/14 9/24/14 Inst  
Asst/Diesel Mechanics A Ocampo Juan 7/16/14 6/30/15 Inst Asst/English B Orozco  
Jonathan 8/13/14 6/30/15 Inst Asst/Wood Technology L Owens Rogers Shuntel 7/16/14  
1/13/15 Senior Clerical Assistant M Padilla Erika 7/16/14 6/30/15 Staff Asst/Dean's  
Office A Rangel Jennifer 7/16/14 6/30/15 Clerical Assistant II L Riley Jesse 7/16/14  
6/30/15 Inst Asst/Accompanist L Rippberger Bonnie 8/18/14 12/12/14 Inst Asst/Child  
Development M Rohney Betty 7/16/14 6/30/15 Inst Asst/English B Saechao Chai 7/16/14  
12/31/14 Program Specialist/EOPS L Sagara Bryan 7/17/14 6/30/15 Duplicating Services Tech  
I B Sainfeld Elie 8/18/14 6/30/15 Inst Asst/Machine Technology L Saleh Jamila 8/4/14  
1/15/15 Staff Asst/Calworks M Sandhu Sara 7/16/14 6/30/15 Clerical Assistant I M Serpa  
Luis 9/10/14 2/20/15 Student Employment Spec M Tam Hokman 8/1/14 6/30/15 Staff  
Asst/Admin (Grants) L Tavistock Rachel 7/16/14 6/30/15 Staff Asst/Admin (General) D  
Watkins Janis 8/25/14 5/31/15 Inst Asst/Psychology M Werner Peter 7/16/14 6/30/15 Science  
Lab Tech/Bio Sci M Yu Guoyang 8/2/14 11/1/14 Inst Asst/Diesel Mechanics A Zettler  
Steve 8/18/14 6/30/15 Inst Asst/Machine Technology L
24. Consider approval of the District Holiday Calendar for 2014-2015 Presenter: Vice Chancellor Largent

[Background Material 1](#)

## Background Material 2

### **FACILITIES**

25. Consider Approval of extension to September 23, 2014 Board Resolution 13/14-70, Authorization for the Chancellor to Negotiate a renewal of the Project Labor Agreement with the Building and Construction Trades Council (AFL-CIO) of Alameda County and Related Signatory Unions. Presenter: Vice Chancellor Ikharo The Governing Board of Trustees authorized the Chancellor to negotiate an extension of the Project Labor Agreement Terms on June 24, 2014. Allowed under the Chancellor Authorization to Sign (Resolution 99/00-5), the Chancellor will sign the contract during the Board recess. The Chancellor's approval is necessary so the PLA requirements can be included in bid documents for current and future construction projects. The PLA requires that construction work covered by the agreement is to be contracted exclusively to contractors who are committed to the terms of the PLA. The PLA includes all Measure A projects and other public works projects except specific projects exempted from the coverage. Additionally, the District is allowed to complete up to \$500,000 in scheduled maintenance work each year that will not be covered by the PLA. The PLA offers the following benefits to the District for all covered projects: disallow strikes, work slowdowns or lockouts during the execution of work. Under the new PLA, new and existing provisions will include:
- \* Add specific language on the hiring of new apprentices for construction projects;
  - \* Provide good faith effort to increase the project work hours for new hired apprentices;
  - \* Require signatory unions to refer apprentices to local contractors for job opportunities;
  - \* Recruit applicants from the apprenticeship program;
  - \* Address the needs of local businesses;
  - \* Require contractors to use local workers as primary workers on projects;
  - \* Streamline the existing committee structure to better address issues;
  - \* Hiring of residents from the six (6) cities served by the District;
  - \* Hiring apprentices in the District's pre-apprenticeship training programs;and
  - \* Use of alternative dispute resolution process to facilitate the settlement of grievances.

## Background Material

MOTION: Motion by Trustee Withrow, second by Trustee Gulassa to approve Agenda Item 25. Consider an Approval to Extend the Project Labor Agreement between the District and Alameda County Building and Construction Trade Council AFL-CIO and Related Signatory Unions, Effective July 16, 2014 to June 30, 2019.

AYES: Trustee Handy, Trustee Gonzalez Yuen, Trustee Withrow, Trustee Gulassa, Trustee Brown, Trustee Guillen, and Trustee Riley.

NOES: None

ABSTAIN: None

ABSENT: None

The motion passed.

Trustee Handy would like to have a workshop on the Project Labor Agreement (PLA). Also, in terms of small local business, this is the important part of the PLA and feels it is important to have input. If we can't have a special session of discussion, then she wants to make sure the Chancellor and Facilities comes back.

Trustee Yuen echoes Trustee Handy's comments and would like to amend this motion or substitute it altogether to ensure that Chancellor Ortiz and staff moves forward with negotiations and extend the PLA by vote and come back to the Board for approval rather than handing over the authorization over the summer when the Board is in recess. General Counsel clarified that the board approved for a certain period of time

until this meeting so that negotiations can occur. There is a requirement that there be a sixty day notice and the effort by the Board today is for more time.

Original motion remains on the table. Chancellor Ortiz said it is his due diligence is to make sure all of the elements are in the PLA and that he is in support of a board workshop.

26. Consider Approval to Enter into a Contract with American Chiller Service, Inc. (ACS) to perform work on the Merritt College Chiller Repairs in Building R. Presenter: Vice Chancellor Ikharo Approval is requested to enter into a Contract with American Chiller Services, Inc. (ACS) to perform work on the Merritt College Chiller Repairs in Building R, in the amount not-to-exceed \$53,681. The chiller cool fluids or dehumidify air in the facility. The repair of the chiller (AAON 150 ton packaged low flow unit) was imperative because the chiller did not function at optimal levels since it was originally installed. The chiller only operated at 1/3 of its capacity due to hardware problems and programming issues. The original price quote of \$24,000 pays for the following scope of work: lock out tag out power for condenser fan variable frequency drive (VFD) installation upgrade; provide and install four (4) each 7.5 horsepower Fuji fan motor VFDs; provide upgraded factory configuration for VFD operation of fans, new pressure transducers for control, analog sequencer for condenser fan VFD staging as needed, startup, commissioning and tuning for stable head controls, written reports for work completed and update factory with field settings, and one year parts and labor warranty on all services provided. During the initial repair, the chiller condenser failed, which resulted in further damage to other connected components. The additional repairs of these components will cost \$29,680.52: troubleshoot the chiller, coordinate work with on-site personnel, recover refrigerant in affected circuit and store in Environmental Protection Act (EPA) approved cylinders; install a dry nitrogen charge to the subject circuit to identify any leaks; provide written reports on all work completed; furnish and install (4) new solenoid valves with 120 volt coils; perform leak check on complete work; and repair circuits 1, 2, 3, 4, and conditioner fan motor.

#### [Background Material](#)

27. Consider Approval to Enter into a Contract with TADCO Supply to Provide Custodial Detailed Cleaning at Berkeley City College and Merritt College. Presenter: Vice Chancellor Ikharo Approval is requested to enter into a Contract with TADCO Supply to provide custodial detailed cleaning at Berkeley City College and Merritt College, in the amount not-to-exceed \$50,452. Annually, as a 20-day routine maintenance, detailed cleaning of college campuses is completed. TADCO Supply scope of work will include but is not limited to cleaning grouts, door tracks, floors, clean and scrub sinks, counter tops, vinyl floor and seal in spaces at both colleges. About 47,700 square feet of floor space needs deep cleaning at Merritt College. These spaces include the Fitness Center in Building A; women's restroom on the 1st floor, rooms 119, 201, 204, 205, 206, 210, and 252 in Building D; and nine (9) restrooms, rooms 113E, 113G, 125, 127, and the cafeteria in Building R. At Berkeley City College, fourteen (14) restrooms and 5 elevator floors need cleaning. Pursuant to Public Contract Codes, an informal request for bid was conducted for this project. Price quotes were requested from five (5) companies, however only two (2) companies responded: TADCO Supply and Lewis & Taylor. Lewis & Taylor proposal was considered non-responsive because they provided inadequate data in their proposal.

#### [Background Material](#)

28. Consider Approval of Resolution No. 14/15-04, Acceptance of Completed Work and Release of Retention for Proposition 39 District-wide Exterior LED Lighting Upgrade Presenter: Vice Chancellor Ikharo Approval is requested for Resolution No. 14/15-04, for completed work and release of retention for Proposition 39 District-wide LED Exterior Lighting Upgrade Project (Bid No. 13-14/20) to Retro-Tek Energy Services, Inc. (Retro-Tek). On April 8, 2014, the Board of Trustees

approved the contract award to the Retro-Tek, in the amount of \$530,540.00. A notice to proceed (NTP) was issued with a start date of May 1, 2014 with the project duration of 56 calendar days. The final completion date was on June 13, 2014 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 \$26,527. There was one (1) change order in the amount of \$38,110 which was approved by the Board of Trustees on June 10, 2014. 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: Proposition 39, 2013-2014 Funding Cycle.

### [Background Material](#)

#### **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.

#### **ADJOURNMENT (9:10 p.m.)**

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](mailto:bmartinez@peralta.edu) at least 48 hours prior to the meeting.

Peralta Community College District Governing Board Agenda: July 15, 2014

#### **ANNOUNCEMENTS**

The next regular Board meeting will be held on September 9<sup>th</sup> here in the District Offices Boardroom. The Board is in recess during the month of August.

The District and Colleges will be on a summer 4-10 day work schedule and closed on Fridays and weekends through August 1<sup>st</sup>.

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Jose' M. Ortiz, Chancellor  
Secretary to the Board of Trustees  
PERALTA COMMUNITY COLLEGE DISTRICT