



**Tuesday, March 13, 2018**  
**REGULAR MEETING OF THE BOARD OF TRUSTEES**

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 KGPC, 96.9FM, and Peralta TV on Cable Channel 27 in Alameda and Berkeley, Cable Channel 28 – Oakland, Emeryville, and Piedmont and Channel 99 on AT&T U-Verse. Listed agenda times are estimates. Live stream video of the meetings, agendas, minutes, and all open session reports and meeting materials are available for viewing on BoardDocs: Link on the Peralta Board Website: <http://web.peralta.edu/trustees/>

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

## **1. TENURE TRACK FACULTY RECOGNITION**

Subject

**1.1 At tonight's meeting, the Board of Trustees will formally recognize tenure track faculty. A reception honoring these tenure track faculty members will be held just prior to convening the regular Board meeting.**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

1. TENURE TRACK FACULTY RECOGNITION

Access

Public

Type

File Attachments

[Tenure Reception Flyer 2018.pdf \(113 KB\)](#)

## **2. PUBLIC COMMENT ON CLOSED SESSION ITEMS**

## **3. CLOSED SESSION**

Subject

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

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

3. CLOSED SESSION

Access

Public

Type

Information

**Subject**

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

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

3. CLOSED SESSION

Access

Public

Type

Information

- Conference with Legal Counsel (54956.9(a)), Williams v. PCCD, Alameda County Superior Court, Case No. HG-14730396.
- 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)), R. Young v. Peralta Community College District, Case No. 14-cv-05351-JD.
- Conference with Legal Counsel (54956.9(a)), Nunez et al. v. Peralta Community College District et al.; Case No. RG16827433
- Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (2 cases)

**Subject**

### **3.3 Public Employee Appointment (Government Code Section 54957)**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

3. CLOSED SESSION

Access

Public

Type

Information

1. Ratification of the Chancellor's approval to extend the Interim Vice Chancellor of Finance and Administration.

Executive Content

### **Subject**

#### **3.4 Public Employee Discipline/Dismissal/Release**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

3. CLOSED SESSION

Access

Public

Type

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

### **Subject**

#### **3.5 Public Employee Evaluation**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

### 3. CLOSED SESSION

Access

Public

Type

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

- Chancellor

## **4. OPEN SESSION**

**Subject**

### **4.1 Pledge of Allegiance**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

### 4. OPEN SESSION

Access

Public

Type

Procedural

**Subject**

### **4.2 Roll Call**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. OPEN SESSION

Access

Public

Type

Procedural

**Subject**

**4.3 Report of Action Taken in Closed Session**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. OPEN SESSION

Access

Public

Type

Information

**Subject**

**4.4 Approval of the Agenda**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. OPEN SESSION

Access

Public

Type

Action

Recommended Action

Recommend Approval

**Subject**

**4.5 Approval of the Minutes**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. OPEN SESSION

Access

Public

Type

Action

Recommended Action

Recommend Approval

**Subject**

**4.6 Associated Student Government Reports**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. OPEN SESSION

Access

Public

Type

Information

**Subject**

**4.7 Peralta Classified Senate Report**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. OPEN SESSION

Access

Public

Type

Information

**Subject**

**4.8 District Academic Senate Report**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. OPEN SESSION

Access

Public

Type

Information

**Subject**

**4.9 Chancellor's Reports**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. OPEN SESSION

Access

Public

Type

Information

**Subject**

**4.10 Public Communication**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. OPEN SESSION

Access

Public

Type

Information

At this time, the Board of Trustees will listen to communication from the public on matters that are not on the agenda and are within the Board's jurisdiction. Under provisions of the Brown Act, the Board and District staff are prohibited from discussing or taking action on oral requests that are not part of the agenda, but may respond briefly. A maximum of 15 minutes (up to 3 minutes per individual) will be provided for speakers under this agenda section, at the Board President's discretion. A speaker's card must be completed to request to address the Board. Requests to speak which cannot be honored within the time limit will be scheduled for subsequent meetings in the order received. Persons addressing items included on the agenda will be heard at the time the item is considered, and comments on tangential issues not directly related to the item may be ruled out of order. Cards must be received prior to the Board's consideration of the item and are honored in the order the cards are received. A speaker may yield time to another speaker up to a limit of 6 additional minutes, with no more than 5 speakers on the issue, where both have completed a speaker's card, and the yielder must identify him/herself to the Board. Speakers are asked to submit any



materials to the Board Clerk and shall not approach the dais during meetings. (Please line-up when your name is called.) Further direction is provided in Board Policy and Administrative Procedure 2345 Public Participation at Board Meetings.

<http://web.peralta.edu/trustees/board-policies/>

## **5. PRESENTATIONS**

### **Subject**

#### **5.1 Scorecard Report Presentation. Presenters: College Presidents (10 minutes)**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

5. PRESENTATIONS

Access

Public

Type

Information

Education Code, Section 84754.5 (d), mandates that each year the Board of Trustees "review and adopt its contribution to the segment wide annual report as part of a regularly scheduled and noticed public meeting at which public comment shall be invited". Chancellor Laguerre will present the 2017 score card results and answer questions.

### **Subject**

#### **5.2 Ratings Presentation. Presenter: Vice Chancellor Johnson (3 minutes)**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

5. PRESENTATIONS

Access

Public

Type

Information

Presentation on upgrade by S&P Global Ratings of the District's bonds.

## **6. BOARD DEVELOPMENT**

### **Subject**

#### **6.1 Board Governance Discussions. Facilitator: Trustee Withrow**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

6. BOARD DEVELOPMENT

Access

Public

Type

Information

The Board is working very well together for the most part. To continue to excel and to meet accreditation standards, the Board will discuss means for more effective meetings, interactions, governance and effectiveness. As the landscape of higher education in California evolves, a tightly connected and focused board is needed to provide good example of governance to the Colleges and the District Office. This item will be a frequent focus of the Board to stay on track and ensure the members serve the public the best way possible.

Board governance will help provide support for current and future Board Officers to lead. It will help the Board devise for itself the best way to hold itself accountable.

Civility will allow the Board to continue to be an example of democracy in action and a good example of ways public servants support one another; disagree respectfully and move Peralta in a positive direction. This topic allows the Board to support the work of faculty, staff, students and administrators; while sending clear message to perspective students and employees Peralta lives cultural humility and values diversity, equity and inclusion.

## **7. CONSENT CALENDAR - BOARD MATTERS**

### **Subject**

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

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

7. CONSENT CALENDAR - BOARD MATTERS

Access

Public

Type

Action (Consent)

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Fiscal Impact

No

Budgeted

Yes

Recommended Action

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

<b>Name</b>	<b>Travel Location</b>	<b>Dates</b>
Beverly Brooks	Chicago, IL Women in Cybersecurity	March 22, 2018 - March 24, 2018
Francisco Gamez	Washington, D.C. Salesforce.org Higher Ed Summit	March 20, 2018 - March 23, 2018
Herbert Kitchen	Washington, DC National Student Advocacy Conference	March 16, 2018 - March 19, 2018
Alejandria Tomas	Washington, DC Salesforce.org Higher Ed Summit	March 20, 2018 - March 23, 2018
Austin Uwakwe	Cleveland, OH 81st National Conference: American Criminal Justice Association	March 17, 2018 - March 24, 2018
Elaine Wallace	Cleveland, OH 81st National Conference: American Criminal Justice Association	March 17, 2018 - March 24, 2018

Administrative File Attachments

[Out of State Travel Board Meeting 3-13-18.pdf \(852 KB\)](#)

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## **8. CONSENT CALENDAR - ACADEMIC AFFAIRS**

### **Subject**

#### **8.1 Consider Approval of Program Additions, Deactivations and Changes. Presenter: Vice Chancellor Brown**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

8. CONSENT CALENDAR - ACADEMIC AFFAIRS

Access

Public

Type

Action (Consent)

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Fiscal Impact

No

Budgeted

No

Budget Source

N/A

Recommended Action

Consider Approval of Program Additions, Deactivations, and Changes as approved by the Council for Instruction, Planning and Development (CIPD).

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

**Deliverables and Scope of Work:**

**Anticipated Completion Date:**

**Evaluation and Recommended Action:**

File Attachments

[Feb 2018 Program Proposals\\_Update.pdf \(404 KB\)](#)

[Feb 2018 CIPD Program Reports.xlsx \(27 KB\)](#)

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**Subject**

**8.2 Consider Approval of Continued Probationary Status. Presenter: Vice Chancellor Brown**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

8. CONSENT CALENDAR - ACADEMIC AFFAIRS

Access

Public

Type

Action

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Fiscal Impact

No

Budgeted

No

Recommended Action

Consider Approval of Continued Probationary Status

**Public Content**

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The Tenure Review Committees (TRCs) of the District have essentially completed their 2017-18 cycle of evaluations and their recommendations have been forwarded to and reviewed by the Tenure Review Certification Committees (composed of the Vice Presidents of Instruction and the Faculty Academic Senate Presidents). The College Certification Committees have certified that the TRC for each candidate has followed the required procedures and timetables, and applied the expected standards, of evaluation for Tenure Review. Additionally the College Presidents have made their recommendations, with explanations in cases where their recommendation differs from that of the TRC.

Included in the recommendations is one (1) case where it is recommended that the District enter into a contract for the 2017-18 academic year;

Bow, Cady

Geography

3rd

**9. CONSENT CALENDAR - FINANCE**

Subject

**9.1 Consider Ratification of the Warrant/Payment Report for the period covering January 26, 2018 through February 25, 2018. Presenter: Vice Chancellor Johnson**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

9. CONSENT CALENDAR - FINANCE

Access

Public

Type

Action (Consent)

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Fiscal Impact

Yes

Budgeted

Yes

Recommended Action

Approve ratification of the Warrant/Payment Report.

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

Consider ratification of the AP, Travel, and Consulting Contract Warrant Register from January 26, 2018 through February 25, 2018. Recent AP, Travel and Consulting Contract warrant registers are brought to the Board for ratification purposes only.

**Deliverables and Scope of Work:** N/A

**Anticipated Completion Date:** N/A

**Evaluation and Recommended Action:** The Chancellor recommends ratification.

File Attachments

[Warrant Report 022518.pdf \(270 KB\)](#)

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**Subject**

**9.2 Consider Approval of Budget Transfer Report for the period covering from January 26, 2018 through February 25, 2018. Presenter: Vice Chancellor Johnson**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

9. CONSENT CALENDAR - FINANCE

Access

Public

Type

Action (Consent)

Preferred Date

Mar 13, 2018

Absolute Date

Feb 13, 2018

Fiscal Impact

No

Budget Source

N/A

Recommended Action

Consider approval of Budget Transfer Report covering the period from January 26, 2018 through February 25, 2018.



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

Consider approval of Budget Transfer Report covering the period from January 26, 2018 through February 25, 2018.

**Deliverables and Scope of Work:** N/A

**Anticipated Completion Date:** N/A

**Evaluation and Recommended Action:**

The Chancellor recommends approval.

**File Attachments**

[Budget Transfer Report 022518.pdf \(454 KB\)](#)

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**Subject**

**9.3 Review of Purchase Order Report for the period covering from January 26, 2018 through February 25, 2018.**

**Presenter: Vice Chancellor Johnson**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

9. CONSENT CALENDAR - FINANCE

Access

Public

Type

Action (Consent)

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Recommended Action

Review of Purchase Order Report.

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

All payments from the funds of a community college district are made by the use of Purchase Orders and within the parameters prescribed in Board Policy 6330 and Administrative Procedures 6340.

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 January 26, 2018 through February 25, 2018, 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.

**Item title:**

Purchase Order Report

The table below provides a summary by funding source of number of orders issued and total dollar value.

<b>Fund</b>	<b>Number of Orders Issued</b>	<b>Total Dollar Value</b>
Fund Code : 01 GENERAL UNRESTRICT OPER	162	735,611.01
Fund Code : 02 ONE TIME STATE ALLOCATION	5	25,768.00
Fund Code : 03 COMM. SERVICE-FEE BASED COURSE	6	3,246.53
Fund Code : 10 COLLEGE DESIGNATED FUNDS	31	46,021.94
Fund Code : 11 GENERAL RESTRICTED FUND	190	517,621.76
Fund Code : 12 PARCEL TAX, MEASURE B	5	12,730.80
Fund Code : 61 CAP. OUT. PROJ .FUNDS-STATE	10	1,705,939.37
Fund Code : 63 BOND MEASURE A	11	57,546.19
Fund Code : 65 BOND MEASURE E (2000)-LOCAL B	4	1,144,989.95
Fund Code : 68 CHILD DEVELOPMENT FUND	5	8,838.53
Fund Code : 69 SP RESERVE FD #2 REDEV & HEALT	6	140,911.22
Fund Code : 71 TRUST AND AGENCY FUNDS	13	14,668.33
<b>Total</b>	<b>448</b>	<b>4,413,893.63</b>

**Anticipated Completion Date:** N/A

**Evaluation and Recommended Action:** The Chancellor recommends review.

**File Attachments**

[Purchasing Order Report 022518.pdf \(131 KB\)](#)

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*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.*

## 10. CONSENT CALENDAR - HUMAN RESOURCES

### Subject

#### 10.1 Consider Approval of Short-term assignments

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

10. CONSENT CALENDAR - HUMAN RESOURCES

Access

Public

Type

Action (Consent)

#### 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 District has complied with the applicable provisions of the Education Code".

Last Name	First Name	Date of Hire	End Date	Position Title	S
Dea	Amanda	3/14/18	6/30/18	Student Employment Specialist	M
Hanson	Rosalyn	3/14/18	6/29/18	Inst Asst/LRC	I
Hill	Niambi	3/14/18	6/30/18	Science Lab Tech/Landscape Hort	M
Krone	Kara	3/14/18	6/30/18	Inst Asst/Carpentry	L
Martinez	Querida	3/14/18	6/30/18	Clerical Assistant II	I
Sebhatu	Adonay	3/14/18	6/30/18	Help Desk Support Tech (Trainee)	I
Sith	Sarady	3/20/18	6/29/18	Clerical Assistant II	M

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## 11. ACTION ITEMS

### Subject

**11.1 Consider Approval of Change Order No. 1 to the Construction Agreement with HM Construction, Inc. for Merritt College Parking Lot G Improvements in the amount of \$108,711.56. Presenter: Director Lynch McMahon**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

11. ACTION ITEMS

Access

Public

Type

Action (Consent)

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Fiscal Impact

Yes

Dollar Amount

\$108,711.56

Budgeted

Yes

Budget Source

Fund 63 - General M&O Budget/Scheduled Maintenance

Recommended Action

Approval is recommended for Change Order #1 to the Construction Agreement with HM Construction, Inc. for Merritt College Parking Lot G Improvements Project, in the amount of \$108,711.56.

**Background/Analysis:**

HM Construction, Inc. was selected in compliance with the Public Contract Codes, Section 20651. A formal request for bid was conducted for this project and a bid opening was held on April 11, 2017 with HM Construction, Inc. being the lowest responsible bidder in the amount of \$234,925. (Resolution No. 16/17-47 adopted June 13, 2017)

The Company name is HM Construction, Inc., 2129 Drake Lane, Hercules, CA 94547, (510)724-1254; Owner is Hocine Merzouk.

The Change Order is to address existing unforeseen conditions - the existing asphalt thickness was not 4" as indicated on plans but instead the thickness of the existing asphalt varied throughout the project site. Therefore, upon execution of the scope of work there was a requirement to provide additional, grinding, compaction and asphalt to meet required standards for mandated compliance and continued operation and use of the parking lot.

**Deliverables and Scope of Work:**

HM Construction, Inc. scope of work includes:

- Grinding and recycling all asphalt removed from project area
- Provide soil compaction to meet and exceed minimum industry standards for stability
- Provide 3" of asphalt instead of 2" as specified in original design documents to meet new 2017 standards. Original specifications were based on outdated 2015 standards.

Contract Description	Amount
Original Contract HM Construction	\$234,935.00
Change Order #1	\$108,711.56
<b>Revised Grand total</b>	<b>\$343,636.56</b>

**Anticipated Completion Date:**

The anticipated completion date for this change order work is March 30, 2018, but primary work and 100 % completion will be June 30, 2018.

**Evaluation and Recommended Action:**

Per review & approval from Director of Capital Projects, Vice Chancellor of General Services and Vice Chancellor of Finance, the Chancellor recommends approval of Change Order #1 to the Construction Agreement with HM Construction, Inc. in the amount of \$108,711.56. Including this Change Order, the Contract Agreement will total to \$343,636.56.

**File Attachments**

- [HMC Agreement.Original Bd. Resolution.Agenda Item on Consent Calendar.pdf \(1,903 KB\)](#)
- [HMC PCO #1.pdf \(57 KB\)](#)
- [HMC RFI #1.pdf \(185 KB\)](#)
- [HMC RFI#2.pdf \(154 KB\)](#)
- [HM CO nstruction Board Approval 61317.pdf \(124 KB\)](#)
- [Construction Change Order #1 HMC.pdf \(193 KB\)](#)

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**Subject**

**11.2 Consider Approval of Resolution No. 17/18-37, for a Piggyback Agreement with The Worden Company for the Laney College Library Study Furniture Purchase and Installation. Presenter: Vice Chancellor Ikharo**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

11. ACTION ITEMS

Access

Public

Type

Action

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Fiscal Impact

Yes

Dollar Amount

\$354,097.00

Budgeted

Yes

Budget Source

Measure E

#### Recommended Action

Approval is requested to approve a piggyback agreement with The Worden Company for the Laney College Library Study Furniture Purchase and Installation, in the amount not-to-exceed \$354,097.

#### **Item Summary:**

Under Public Contract Code 20652 and this Resolution, the governing board of any community college district, without advertising bids, and when that board has determined it to be in the best interests of the District, may authorize by contract to procure services, purchase materials and equipment utilizing piggybackable contracts. The District would like to piggyback on a Foundation of California Community Colleges (FCCC) competitive Request for Proposal (RFP #13-002) and the Administrative Services Agreement (CB 13-022 Exhibit A) with The Worden Company awarded for the procurement of Furniture and Fixtures Application. This RFP permits Community Colleges to “piggyback” on this contract to procure the same materials and services. On October 7<sup>th</sup>, 2013, the FCCC entered into an Administrative Services Agreement with The Worden Company, which expired on October 6, 2017. But, the FCCC exercised its option to extend the Agreement with The Worden Company for an additional year, from **October 6, 2017 to October 6, 2018** (Exhibit A).

Under this piggyback compliant agreement (Attachment #2), the Laney College administration will purchase study furniture for the Laney Library. Most of the existing study furniture at Laney Library are old, broken, and antiquated. This purchase will update library study furniture to 21st-century library standards. The study tables and carrels will provide outlets so students can charge their electronic devices. There will be several different types of study furniture to accommodate student preferences. The furniture also allows the library to re-designate the existing space into a collaborative zone on the 3rd floor and a quiet zone on the 4th floor, with carrels, tables and lounge furniture in both areas. Finally, the new furniture is expected to attract more students into the library and allow them to be more comfortable and productive while they study. Quality study space is a critical need of community college students who often lack quiet space at home. Studies consistently show that students who use the library are more successful in college. Improving the study space in the library will bring more students into the facility.

Board approval is required because the contract amount will exceed the \$90,200 threshold for the purchase goods and services that took effect on January 2018. The Chancellor recommends approval.

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

The Sacramento Bee published the Request for Proposal (RFP #13-002) on June 21<sup>st</sup> and 28<sup>th</sup>, 2013, on behalf of the Foundation for California Community Colleges (Attachment #3). The mandatory pre-submittal meeting was scheduled for July 11, 2013. Only bidders who attended the mandatory meeting in person were allowed to submit a proposal.

#### **Deliverables and Scope of Work:**

The deliverables and the scope of work are as described under the Item Summary.

#### **Anticipated Completion Date:**

The contractor will achieve Final Completion of the entire project before June 30, 2018.

#### **Evaluation and Recommended Action:**

The administration recommends the approval of this contract for the Laney College Library Study Furniture Purchase and Installation.

File Attachments

[Exhibit A - FCCC Contract #CB13-022 and RFP #13-002.pdf \(2,845 KB\)](#)

[Attachment #3 - Advertisement.pdf \(473 KB\)](#)

[Resolution Authorizing Piggyback Contract - FCCC Contract with Worden Company \(Furniture\) 3227569 1\(DMS\).DOCX \(52 KB\)](#)

[Agreement Incorporating Piggyback Contract - FCCC Contract with Worden Company \(Furniture\) 3227576 1\(DMS\) \(002\).DOCX \(770 KB\)](#)

**Subject**

**11.3 Consider Approval of Resolution No. 17/18-36, for a Construction Agreement and Amendment #1 for the Emergency Blue Phones Project at Laney College, Merritt College, and the District Administrative Center (Bid No. 17-18/06).  
Presenter: Vice Chancellor Ikharo.**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

11. ACTION ITEMS

Access

Public

Type

Action

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Fiscal Impact

Yes

Dollar Amount

\$1,239,737.00

Budgeted

Yes

Budget Source



Funds 63, 65 and 61, Measure A, Measure E and Scheduled Maintenance Fund

Recommended Action

Approval is requested for the Construction Agreement and Amendment #1 with OJO Technologies, Inc. for the Emergency Blue Phones Project at Laney College, Merritt College, and the District Administrative Center, in the amount not-to-exceed \$1,239,737 which includes the 10% contingency provision.

**Item Summary:**

Under this Resolution (Attachment #1) and base bid construction agreement and amendment #1 (Attachment #2) for Phase I, OJO Technologies Inc. will replace the existing analog Code Blue Emergency Phone system at Laney College, Merritt College, and the District Administrative Center (DAC), per the construction drawings and specifications prepared by Security By Design. As required by the State Chancellor’s Office, the contract for this Scheduled Maintenance Funded project needs to be secure before June 30, 2018. College of Alameda and Berkeley City College are not included in this scope of work and will be under a separate Phase II scope of work after the completion of this project and funding availability. Phase II will completed when funding becomes available.

When a user picks up the blue phone to call a dispatcher for help, the call will be connected to the District Dispatch Center. Each new phone system has audio and camera features, allowing the dispatcher to see and speak to the caller. Then, the dispatcher will call the police deputies, who will go to the phone location to assist the user. In the event, the call is an emergency for urgent situations, the dispatcher will call the ambulance, Fire Department, and the Peralta police deputies. The Dispatch Center has 16 television monitors with two (2) deputies working 24/7 per week, which has been effective.

All stations will be supervised alerting the Dispatch when a problem is detected. All of the new Emergency Call Stations will be IP/PoE based stations that have backup power for the dedicated Security LAN (SLAN). If the local 120V AC power is lost. In the event a blue light and auxiliary emergency notification system (ENS) speaker (where applicable) go out, the Emergency Call Station will remain in operation.

**Project Deliverables:** OJO Technologies, Inc. scope of work will include but not limited to the following:

- Remove and replace all existing cables with new ones, also reuse existing conduits where possible;
- Use outside planted (OSP) rated cable for any below grade cable runs;
- Utilize Plenum rated cable for any runs not completely in conduit within a building;
  
- Furnish and install wire and cable for the security system components shown on the security drawings, details, and schedules;
- Furnish and install fiber and equipment for a fiber-optic cabling and communication;
- Test all installed working using web forms to document the results;
- Extend existing power and conduits to new locations, to include saw cutting concrete, providing and installing ground boxes as required, and returning the ground to a state that matches the surrounding conditions where indicated on the plans; and
- Provide an interface with the existing Blackboard Connect Emergency Notification System (ENS) so audio announcements can be made over the wide area broadcast speaker horns and Emergency Call Stations when appropriate.

<b>BASE BID ITEMS</b>					
(The total does not include Bid Alternatives #1 and #2)					
Item	Description	Estimated Qty.	Unit	Unit Price	Total
1.	Base Bid #1 (Laney College and DAC)	1	each	\$1,008,478.22	\$1,008,478.22
2.	Base Bid #2 (Merritt College)	1	each	\$843,336.09	\$843,336.09

				<b>Base Bid:</b>	<b>\$1,851,814.31</b>
				Contingency:	\$185,181.43
				<b>TOTAL:</b>	<b>\$2,036,995.74</b>

Board approval is required because this public works contract amount exceeds the \$15,000 threshold, per the Public Contract Codes and Board of Trustees policy 6340 on bids and contracts. The Chancellor recommends approval.

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

<b>Contract Summary</b>	<b>Amounts</b>	<b>Board Approval</b>
Original Contract & Resolution 17/18-36 (Attachment #2) Phase I	\$1,239,737	Seeking approval
<b>TOTAL:</b>	<b>\$1,239,737</b>	

A formal bid process (Bid No. 17-8/06) was conducted for this project in compliance with Public Contract Codes Section 20651 with a bid opening that was held on December 7, 2017 at 2:00 pm.

A vendor delivered a late bid, which was rejected by the administration. The administration investigated this bid protest to determine whether staff followed proper bid evaluation procedure. The administration determined that proper procedure was followed and their late bid has been returned unopened in accordance with the District's Mandatory Bid Procedure and Public Contract Codes Section 4105.5. As a result, OJO Technologies, Inc. was selected as the lowest responsible and responsive bidder. OJO Technologies, Inc. is located at 103 Hammond Ave, Fremont, CA 94539. **The President and CEO is Angie Wong.**

The administration has conducted multiple bids for this project as follow:

- RFP No. 15-16/14 District Wide resulted in two (2) bid Proposals (no awards);
- Bid No. 16-17/13 District Wide resulted in one (1) Bid (no award);
- Bid No. 16-17/23 District Wide resulted in three (3) Bids. All three (3) bids were rejected due to excessive cost well over the engineering cost estimate); and
- Bid No. 17-18/06 LC, MC & DAC resulted in (1) Bid (accepted)

**Deliverables and Scope of Work:**

The contractor will complete the scope of work as described under the Item Summary.

**Anticipated Completion Date:**

The anticipated Substantial Completion of entire work is Spring 2019.

**Evaluation and Recommended Action:**

Per review and approval by the Director of Capital Projects, Vice Chancellor of General Services, Vice Chancellor of Finance, and the Chancellor, we recommend approval of the Construction Agreement with OJO Technologies, Inc.

**File Attachments**

- [Attachment #1-OJO Resolution 17-18-36.pdf \(20 KB\)](#)
- [Attachment #2-OJO - Construction Agreement & Amendment #1.pdf \(240 KB\)](#)
- [Attachment #3- OJO - Bid 17 18 06 results.pdf \(121 KB\)](#)

**Subject**

**11.4 Consider Approval of a Construction Agreement with A&B Mechanical. Inc. for 860 Atlantic Ave. Modernization Project, as part of both Merritt College Genomics Program and College of Alameda Physical Science Programs. Presenter: Director Lynch McMahon**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

11. ACTION ITEMS

Access

Public

Type

Action (Consent)

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Fiscal Impact

Yes

Dollar Amount

\$545,354.34

Budgeted

Yes

Budget Source

Scheduled Maintenance & Measure A Funds

Recommended Action

Approval of the Construction Agreement with A&B Mechanical, Inc., for the amount of \$545,354.34

**Background/Analysis:**

A&B Mechanical, Inc. was selected in compliance with the Public Contract Codes, Section 20651. A formal bid process (Bid No.17-18/09) was conducted for this project in compliance with Board Policy and Administrative Procedure. This project

had two pre-bid meetings - the first meeting was October 31, 2017. The second pre-bid meeting was November 8, 2017 with A&B Mechanical, Inc. was in attendance and submitted a proposal in accordance to bid requirements. Notice of Award was issued in December 2017.

A&B Mechanical, Inc. is located at 26062 Eden Landing Rd., Unit 5, Hayward, CA 94545. Phone: (510)264-5800. The owners are Debbie and Greg Byrkit. They possess a C-Class license #740508 in the following categories: C-4-boiler, hot water, and steam fitting; C-20-warm-air heating, ventilating and air-conditioning; and C-38-refrigeration.

**Deliverables and Scope of Work:**

A&B Mechanical, Inc. scope of work includes and is not limited to:

1. Provide design documents for the HVAC and electrical and plumbing systems related to HVAC work
2. Provide manpower and management assistance in the replacement and/or repair of HVAC equipment and fixtures
3. Provide design for equipment and actual equipment & equipment installation of control systems, and electrical upgrades related to the scope of work.

The installation of the new HVAC System is crucial to the fulfillment of providing a clean, safe and healthy environment conducive to a successful teaching and learning environment. Merritt College Genomics program has suffered specimen loss due to lack of proper cooling in the general specimens and rare species areas. These upgrades will support the elimination of potential problems associated with improper heating and cooling.

In addition to the required scope of work, the contractor is to prepare as built documents post construction to document work in-place for future reference. These drawings will include the new changes that have been updated for Title 24 documentation, and any new permits as necessary based on 2018 regulatory compliance requirements.

**Anticipated Completion Date:**

Anticipated Substantial Completion of the project December 2018.

**Evaluation and Recommended Action:**

After review and approval by Director of Capital Projects & Facilities, VC of General Services, VC of Finance, the Chancellor recommends approval of the contract to A&B Mechanical , Inc. for \$545,354.34

**File Attachments**

[Final-RFP-17-18-09-COA-HVAC-Design-Build-Services.pdf \(1,102 KB\)](#)

[RFP-16-17-20-Addendum-One1.pdf \(33 KB\)](#)

[RFP-17-18-09-Addendum-Two.pdf \(108 KB\)](#)

[RFP 17 18 09 Agreement-Board Item-A&B.pdf \(165 KB\)](#)

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

*from anyone completing a card will be heard prior to the Board's vote on the Consent Calendar. All Board approved contracts are subject to final negotiation and execution by the Chancellor.*

**Subject**

**11.5 Approval of Facilities Master and Technology Plan 2018-2028 Presenter: Director Lynch McMahon**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

11. ACTION ITEMS

Access

Public

Type

Action, Action (Consent)

Preferred Date

Mar 13, 2018

Absolute Date

Mar 13, 2018

Fiscal Impact

No

Budgeted

No

Recommended Action

Approval of the Final Facilities Master & Technology Plan reviewed and presented to the Board of Trustees in January 2018.

Goals

A: Advance Student Access, Equity, and Success

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

Facilities and Technology Master Plan was developed over the past 13 months for PCCD engaged in a contract with Steinberg Architects to complete the 10 year master plan. A comprehensive study was completed over the course of the year and

information was gathered to prepare a summary of needs that would address all issues related to facilities and technology that would be required to provide continued support in the educational goals outlined in the PCCD Educational Master Plan. Major focus was placed upon the review and analysis of the current HVAC systems and existing utilities that currently serve the facilities. A review generated a report that has been included to address current infrastructure needs and mapping of underground utility locations that will aid us in the current completion of required work and will aid in completing the new work associated with the facility master plan priority projects.

The work was completed in November 2017 and was presented to the PCCD Board of Trustees in November 2017 and January 2018 for review and approval.

**Deliverables and Scope of Work:**

Final Master Plan Report was submitted for review and use in February 2018.

**Anticipated Completion Date:**

March 2018

**Evaluation and Recommended Action:**

After review by College Community and the shared governance committee members, the Chancellor recommends approval

**File Attachments**

[PCCD\\_Draft2017FMUpdate\\_Board20180123r2.pptx \(34,469 KB\)](#)

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

**12. REPORTS**

**Subject**

**12.1 Board of Trustees' Reports**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

12. REPORTS

Access

Public

Type

Information

**13. INFORMATIONAL ITEMS**

**14. ANNOUNCEMENTS**

## **15. ADJOURNMENT**

**Subject**

### **15.1 Meeting Adjournment**

Meeting

Mar 13, 2018 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

15. ADJOURNMENT

Access

Public

Type

Action

Recommended Action

Meeting adjourned at