



REGULAR MEETING OF THE BOARD OF TRUSTEES (Tuesday, December 11, 2018)

Generated by Brenda Martinez

Members present

Bill Withrow, Julina Bonilla, Linda Handy (left at 9:23 p.m.), Karen Weinstein, Meredith Brown (left at 9:23 p.m.), Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Meeting called to order at 1:17 PM

1. CLOSED SESSION

Information: 1.2 Conference with Labor Negotiator Whittaker, Peralta Federation of Teachers, Local 39, and SEIU 1021 (Government Code § 54957.6)

Information: 1.3 Public Employee Appointment (Government Code Section 54957)

Information: 1.6 Conference with Legal Counsel, Multiple Cases: (Government Code § 54956.9)

2. OPEN SESSION

Procedural: 2.1 Call to Order

Procedural: 2.2 Pledge of Allegiance

Information: 2.3 Awards

Information: 2.4 Reception honoring Trustees

Information: 2.5 Swearing-In Ceremony

Information: 2.6 Annual Organizational Meeting

Procedural: 2.7 Roll Call

Information: 2.8 Report of Action Taken in Closed Session

1. Recommendation to approve David Johnson as the Vice President of Instruction, Merritt College, effective December 12, 2018 through June 30, 2020 at \$156,307 annually.

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

Action: 2.9 Approval of the Agenda

Motion to Approve the agenda with the following amendments:

Agenda Items 5.3, 5.4, 8.1, 8.2, 8.3, 8.7, 8.8 and 8.11 have been moved to the Action calendar.

Motion by Meredith Brown, second by Nicky Gonzalez Yuen.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Action: 2.10 Approval of the Minutes

Motion to approve the November 13, 2018 Board Minutes.

Motion by Bill Withrow, second by Nicky Gonzalez Yuen.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen

Abstain: Cindi Napoli-Abella Reiss

Information: 2.11 Associated Student Government Reports

Information: 2.12 Peralta Classified Senate Report

Information: 2.13 District Academic Senate Report

Information: 2.14 Public Communication

Public Comments can be viewed in its entirety on video.

Information: 2.15 Chancellor's Reports

3. PUBLIC HEARING - HUMAN RESOURCES

Information: 3.1 PUBLIC HEARING: Sunshining of Contract Reopeners for Negotiations from the SEIU Local 1021 to the District. Presenter: Vice Chancellor Whittaker

Information: 3.2 PUBLIC HEARING: Sunshining of Contract Reopeners for Negotiations by the District to the Peralta Federation of Teachers (PFT). Presenter: Vice Chancellor Whittaker

4. PRESENTATIONS

Information: 4.1 Bond Presentation/Student Housing Update. Presenter: Chancellor Laguerre

Information: 4.2 Information Technology One Peralta Report. Presenter: Vice Chancellor Lam

Information: 4.3 Laney Leak Repairs Status. Presenter: Vice Chancellor Ikharo & President Gilkerson

5. CONSENT CALENDAR - BOARD MATTERS

Action (Consent): 5.1 Consider Approval of Out of State Travel pursuant to Board Policy 7400.

Presenter: Chancellor Laguerre

Resolution: Motion to Approve Out of State Travel pursuant to Board Policy 7400.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 5.2 Consider Ratification of Out of State Travel pursuant to Board Policy 7400. Presenter: Chancellor Laguerre

Resolution: Motion to Ratify Out of State Travel pursuant to Board Policy 7400 for the following:

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action: 5.3 Consider Approval of the Board Meeting Calendar for 2019. Presenter: Board Clerk Brenda Martinez

Motion to Approve the Board Meeting Calendar for 2019 with the agreement that January 8, 2019 is added to the calendar and that additional board meeting dates are added to the calendar.

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action: 5.4 Consider Approval of First Reading on Proposed Board Policies. Presenter: Chancellor Laguerre
Motion to table.

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

6. CONSENT CALENDAR - ACADEMIC AFFAIRS

Action (Consent): 6.1 Consider Approval of Course and Program Additions, Deactivations and Changes. Presenter: Vice Chancellor Brown

Resolution: Approve Course and Program Additions, Deactivations and Changes that were approved at Nov 5, 2018 CIPD meeting.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 6.2 Consider Ratification of an Amendment to the Agreement between PCCD and Roots Community Health Center for \$4,140.50 for Medical Services. Presenter: Vice Chancellor Brown

Resolution: Motion to Ratify an amendment to the Agreement between PCCD and Roots Community Health Center in the amount of \$4140.50 for Medical Services for students.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss
Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 6.3 Consider Ratification of a Peralta Colleges Foundation ICC to enable student and staff participation in the Umoja Annual Conference in the amount of \$47,325.08.
Presenter: Vice Chancellor Brown

Resolution: Ratify a Peralta Colleges Foundation ICC to enable Umoja Student Participation in the Umoja Annual Conference in the amount of \$47,325.08

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

7. CONSENT CALENDAR - FINANCE

Action (Consent): 7.1 Review of Purchase Order Report for the period covering from November 1, 2018 through November 30, 2018. Presenter: Vice Chancellor Johnson

Resolution: Review of Purchase Order Report.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 7.2 Consider Ratification of the Warrant/Payment Report for the period covering November 1, 2018 through November 30, 2018. Presenter: Vice Chancellor Johnson
Resolution: Approve ratification of the Warrant/Payment Report.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 7.3 Consider Approval of Budget Transfer Report for the period covering from November 1, 2018 through November 30, 2018. Presenter: Vice Chancellor Johnson
Resolution: Consider approval of Budget Transfer Report covering the period from November 1, 2018 through November 30, 2018.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

8. CONSENT CALENDAR - FACILITIES

Action: 8.1 Consider Ratification of Contract Award for Material Testing and Special Inspection to Construction Testing Services, Inc. in the Amount of \$36,295 for Increment 1 of the New Center for Liberal Arts Project at College of Alameda. Presenter: Director Lynch McMahon. Trustee Gonzalez Yuen is not comfortable approving ratified items. The agenda item does not give indication on who was solicited and the criteria and bid tabulations. The item will be brought back until due diligence is done.

Motion to bring the item back until the due diligence is done.

Motion by Cindi Napoli-Abella Reiss, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action: 8.2 Consider Approval of Amendment #1 for Construction Testing Services, Inc. to Provide Material Testing and Special Inspection for Increment 1 of the New Center for Liberal Arts Project at College of Alameda. Presenter: Director Lynch McMahon. Trustee Gonzalez Yuen is not comfortable approving ratified items. The agenda item does not give indication on who was solicited and the criteria and bid tabulations. The item will be brought back until due diligence is done.

Motion to bring back the item until the due diligence is done.

Motion by Cindi Napoli-Abella Reiss, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action: 8.3 Consider Approval of a contract for Vanir Construction Management to provide implementation and training for Department of General Services for PM Web software in the amount of \$315,818.00. Presenter: Director Lynch McMahan

Trustee Gonzalez Yuen asked if we met the bidding requirements and if it was a formal or informal bidding process.

Substitute motion to table item.

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 8.4 Consider Approval of Change Order No. 1 to W.E. Lyons Construction Company for a contract extension of 138 days on the Laney Leak Remediation Buildings A, F, & G Phase 2 Project at Laney College. Presenter: Director Lynch McMahan.

Resolution: Approve Change Order No. 1 to W.E. Lyons Construction Company for a contract extension of 138 days on the Laney Leak Remediation Buildings A, F, & G Phase 2 Project at Laney College. Presenter Director Lynch McMahan.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 8.5 Consider Approval Resolution No. 18/19-41, Acceptance of Completed Work and Release of 5% Retention to California Commercial Pools, Inc. for the Laney College

Pools Chlorination Upgrade Project Phase 1 (Bid No.16-17/29). Presenter: Vice Chancellor Ikharo.

Resolution: Approval is requested for release of 5% retention to California Commercial Pools, Inc. in the amount of \$23,719.30 for the completion of the Laney College Pools Chlorination Upgrade Project Phase 1 (Bid No.16-17/29).

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 8.6 Consider Approval of the SaaS Multi Year Agreement for Facility Assessment Software with BetterGIS in the amount of \$90,000. Presenter: Director Lynch McMahan

Resolution: Consider Approval of the SAAS Agreement with Better GIS in the amount of \$90,000.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action: 8.7 Consider Ratification of Agreement for Steinberg Hart Architects in the amount of \$105,825 for facility space planning services for District-wide facilities. Presenter: Director Lynch McMahan

Trustee Gonzalez Yuen has concern with the item and doesn't want it to be a situation of ratifying work. Can't support this as a Trustee.

Motion to Ratify the contract for Steinberg Hart Architects in the amount of \$105,825 for District-wide facility space planning/utilization report.

Motion by Karen Weinstein, second by Cindi Napoli-Abella Reiss.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Cindi Napoli-Abella Reiss, Karen Weinstein

Nay: Nicky Gonzalez Yuen

Not Present at Vote: Linda Handy, Meredith Brown

Action: 8.8 Consider Approval of a contract with Swinerton Builders dba Swinerton Management and Consulting in the amount of \$327,672 for Construction Management services for the Laney Locker Room Title IX Compliance modernization: Presenter: Director Lynch McMahon

Motion to Approve the contract amount \$327,672 for construction management services to be performed by Swinerton Builders dba Swinerton Management and Consulting.

Motion by Bill Withrow, second by Cindi Napoli-Abella Reiss.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 8.9 Consider Approval of Change Order No. 1 to Bay Construction Co. construction agreement for the Laney College Chemistry Lab Plumbing Upgrade (Bid No. 17-18/27), in the amount of \$12,456. Presenter Vice Chancellor Ikharo.

Resolution: Approve Change Order No. 1 to Bay Construction Co. construction agreement for the Laney College Chemistry Lab Plumbing Upgrade (Bid No. 17-18/27), in the amount of \$12,456.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 8.10 Consider Approval for three extended Five-year Roofing Warranties in the aggregate amount of \$4,750.00 with State Roofing Systems. Presenter Director Lynch McMahon

Resolution: Approve three Five-year Roofing Warranty extensions in the aggregate amount of \$4,750.00 with State Roofing Systems.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action: 8.11 Consider Approval of Amendment #1 for 5-1/2 months contract extension with ABC Security Service Inc., for District-Wide Security Guard and Patrol Services (RFP No. 16-17/21), in the amount not-to-exceed \$367,531.40. Presenter: Vice Chancellor Ikharo.
Motion to bring agenda item and presentation back at the January 8, 2019 board meeting.

Motion by Karen Weinstein, second by Cindi Napoli-Abella Reiss.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action (Consent): 8.12 Consider Approval of Amendment #1 for 4Leaf Incorporated in the amount of \$45,800 to provide additional Inspector of Record (IOR) Services for the New Center for Liberal Arts Project at College of Alameda. Presenter: Director Lynch McMahon.
Resolution: Approve Amendment #1 for 4Leaf Incorporated in the amount of \$45,800 to provide additional Inspector of Record (IOR) Services for the New Center for Liberal Arts Project at College of Alameda.

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

9. CONSENT CALENDAR - HUMAN RESOURCES

Action (Consent): 9.1 Consider Approval of nine (9) Tentative Agreements between the Peralta Community College District and the International Union of Operating Engineers (IUOE) Local 39. Presenter: Vice Chancellor Whittaker

Resolution: Motion to approve the attached nine (9) Tentative Agreements between the Peralta Community College District and the International Union of Operating Engineers (IUOE) Local 39. Article 7.40 - Definitions Article 10.3b - Career Ladders Article 10.7.3 - Employee Development Article 12.1 - Hours of Work Article 19.1 - Performance Evaluations Article 21.3 - Involuntary Transfers Article 22.2d - Grievance Procedure Article 12 for Regular Employees

and Article 8 for Hourly Employees (4/10 Summer Work Schedule for 2019) Article 26 - Pay and Allowances (Certification and Licensing Opportunities)

Motion to Approve Consent Agenda Items 5.1, 5.2, 6.1 - 6.3, 7.1 - 7.3, 8.4 - 8.6, 8.9, 8.10, 8.12 & 9.1

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

10. ACTION ITEMS

Action: 10.1 Consider Approval of Resolution 18/19-38, Excusing Student Trustee Absence.

Presenter: Board President Brown

Motion to Approve Resolution 18/19-38, Excusing Student Trustee Absence.

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action: 10.2 Consider Approval of Resolution 18/19-42 Regarding Constitution, Membership, And Duties of Bond and Parcel Tax Measures Oversight Committees. Presenter: Chancellor Laguerre

Trustee Gonzalez Yuen asked if this agenda item and proposals for the revisions went through the shared governance process and if feedback has been received from the bond oversight committee?

Chancellor said it was not shared at the colleges but pieces of information were shared with governance and there were robust discussion with the oversight committee. Quite a bit of time was spent on the by-laws.

Substitute motion to remove item and include it with the bond presentation at the January 8, 2019 board meeting.

Motion by Bill Withrow, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action: 10.3 Consider Approval of Resolution 18/19-37 to Reduce/Eliminate Certain Services and Provide Related Layoff Notices Due to Lack of Work and Lack of Funds. Presenter: Vice Chancellor Whittaker

Adopt the Resolution to eliminate a classified position due to lack of work and funds, effective January 31, 2019.

Motion by Nicky Gonzalez Yuen, second by Karen Weinstein.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Abstain: Karen Weinstein

Not Present at Vote: Linda Handy, Meredith Brown

Action: 10.4 Consider Approval of Peralta Community College District Response to ACCJC Letter. Presenter: Dr. Fran White

There is nothing around a performance improvement plan.

Comments:

Trustee Gonzalez Yuen - Wasted a retreat on a matter that was ridiculous. Was a waste of time and have fate of district in our hands. Is inexcusable that this matter is brought at the last hour of the last board meeting of the year and there is irresponsibility in the position the Board has been put in.

Trustee Bonilla - shocked at how encompassing the letter was. Didn't understand who wrote the letter but responding with one letter is not sufficient.

Issue is given the gravity of what we are dealing with on enhanced monitoring. This response would be unacceptable if she was sitting at ACCJC in that this is not what they asked for. We should've been in full force ahead and outline. If this letter is a reflection of the board, she cannot sign the letter and no way we are sending a page of bullet points to ACCJC.

Chancellor Laguerre – Can expand on this letter and also have a calendar and timetable that Dr. White had developed and shared with presidents. Can attach for each letter, we can attach what each college is doing and audits can be added to the letter.

Trustee Weinstein – not much time for us to create a letter that is high substance and depth and uncomfortable with sending letters that they haven't seen. Letter does not give substance of what we have done or what we plan to do.

Trustee Bonilla – Requested to make this a much more robust response and is hopeful that if there is a 5 year vision that it be attached to this letter.

Trustee Gonzalez Yuen asked why did not the administration agendaize this item as the key item in the retreat? Was the 11/20 letter the first time we received a letter or news that there was a

problem? Did accreditation give us prior notice that we were in deep trouble before receiving this letter?

Vice Chancellor Johnson – let accreditation know we were aware of a deficit. They were expecting a financial plan to already have been done.

BCC President Tomaneng – Dr. Droker called Nov. 9 to have a preliminary conversation and had previously spoken with Vice Chancellor Johnson and trying to schedule those last couple of days. Then alerted the other presidents that they were also going to be called.

COA President Karas – Spoke to Dr. Droker on Nov 9th.

Laney President Gilkerson – November 13th was the first she'd heard of the score and the index. A Phone conference was done on November 14th in which Dr. Droker wanted to give us a heads up that the letter was coming.

Merritt College President Burns – sent a fiscal report but was the same thing she said to the other presidents.

Trustee Gonzalez Yuen – his understanding is that administration knew as early as late October that we were in deep trouble. Confident in the long run we will figure this out and doesn't know how we can respond to this. Astounded that we are being asked at 11:00 pm at the last board meeting to approve this letter.

Trustee Napoli Abella-Reiss – The first initial point shouldn't be the reach out. If we don't know the current situation and that is a huge red flag, given timeline and necessary submission. The enrollment plan should have been something we should have always been doing. This is too serious of a problem for the Chancellor to be doing on his own and board needs to know everything at every single point.

Trustee Withrow – some of these things date back to 2007, 2011. Recommends that the letter is acknowledgment of problems and challenges that we have. We are not resource oriented. Tonight would go with having board officers approving letter because something needs to be submitted. Process of carrying out over time.

It is recommended that the motion be amended to include that we charge both board officers to beef up language with chancellor and his staff and get it out on time.

Trustee Weinstein and Trustee Bonilla will be in direct communication with Chancellor Laguerre. Trustee Weinstein and Bonilla will make themselves available to review a much more comprehensive and robust response to ACCJC.

Trustee Gonzalez Yuen – amends motion that inclusion of academic senate happen.

Trustee Napoli Abella-Reiss wanted to clarify that her role as commissioner is completely invisible and her role as a trustee must be completely separate.

Trustee Withrow – conflict of interest with Reiss and unwise to bring her in but doesn't mean she can't provide her advice to board leadership.

Amendment to the motion. Board will empower board officers to come up with an adequate response and that the board empower officers.

Amendment to Motion to Approve the Peralta Community College District Response to ACCJC Letter. Board will empower board officers to work with Chancellor and his staff to come up with an adequate response that will be sent out in time.

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

Action: 10.5 Consider Approval Resolution 18/19-43 in Support of Reinstating Pell Grant Eligibility for Incarcerated People. Presenter: President Brown

Motion to Approve Resolution 18/19-43 in Support of Reinstating Pell Grant Eligibility for Incarcerated People.

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

Yea: Bill Withrow, Julina Bonilla, Karen Weinstein, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

Not Present at Vote: Linda Handy, Meredith Brown

11. INFORMATIONAL ITEMS

Information: 11.1 Sunshining of Contract Reopeners for Negotiations from the District to the SEIU Local 1021. Presenter: Vice Chancellor Whittaker

12. REPORTS

Information: 12.1 Board of Trustees' Reports

Board of Trustees reports were skipped in lieu of time.

13. ANNOUNCEMENTS

14. ADJOURNMENT

Information: 14.1 Meeting Adjournment

Meeting adjourned at 11:20 p.m.