



**Tuesday, February 26, 2019**

**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: <https://www.boarddocs.com/ca/peralta/Board.nsf>**

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

**The meeting can also be viewed Live on Peralta College's YouTube link: [https://www.youtube.com/channel/UCTEVyZCQ1p\\_yqMRafmQFUww](https://www.youtube.com/channel/UCTEVyZCQ1p_yqMRafmQFUww)**

**[https://www.youtube.com/channel/UCTEVyZCQ1p\\_yqMRafmQFUww](https://www.youtube.com/channel/UCTEVyZCQ1p_yqMRafmQFUww)  
PLEASE TURN OFF YOUR CELL PHONES DURING THE MEETING - THANK YOU!**

**1. CLOSED SESSION**

**Subject**

**1.1 Public Comment on Closed Session Items**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

1. CLOSED SESSION

Access

Public

Type

**Subject**

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

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

1. CLOSED SESSION

Access

Public

Type

Information

**Subject**

**1.3 Public Employee Appointment (Government Code Section 54957)**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

## 1. CLOSED SESSION

Access

Public

Type

Information

- Interim Chancellor
- District Administrator

### **Subject**

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

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

## 1. 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**

**1.5 Public Employee Evaluation**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

1. CLOSED SESSION

Access

Public

Type

- Chancellor

**Subject**

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

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

1. CLOSED SESSION

Access

Public

Type

#### Information

- Conference with Legal Counsel (54956.9(a)), Toscano, et al v. Peralta Community College District, Alameda County Superior Court, Case No. RG16827433.
- Conference with Legal Counsel (54956.9(a)), Delson v. Peralta Community College District, U.S. District Court, Northern District of CA, Case No. 3:17-CV-07367-JD.
- Conference with Legal Counsel (54956.9(a)), Brooke v. Peralta Community College District, Alameda County Superior Court Case No. RG18895297.
- Conference with Legal Counsel (54956.9(a)), Webb v. Peralta Community College District, Alameda County Superior Court Case No. RG18909473.
- Conference with Legal Counsel (54956.9(a)), Margoiles v. Peralta Community College District, Alameda County Superior Court Case. RG18905036.
- Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (2 cases).

#### Subject

**1.7 Conference with Real Property Negotiator (Government Code 54956.8) Lease Agreement, Negotiators: Chancellor Jowel Laguerre, Marie-Elaine Burns & Nitasha Sawhney, 3136 International Blvd, Oakland, California, 94606**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

1. CLOSED SESSION

Access

Public

Type

Executive File Attachments

[2.26.19 Merritt Fruitvale.pdf \(3,787 KB\)](#)

[2.26.19 Merritt Fruitvale Exhibits.pdf \(224 KB\)](#)

[2.26.19 Merritt Fruitvale Peralta Counter Proposal 1 12 2019.pdf \(125 KB\)](#)

## **2. OPEN SESSION**

**Subject**

### **2.1 Roll Call**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Procedural

**Subject**

## **2.2 Call to Order**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Procedural

**Subject**

## **2.3 Pledge of Allegiance**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Procedural

**Subject**

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

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Information

**Subject**

**2.5 Approval of the Agenda**

Meeting



Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Action

Recommended Action

Recommend Approval

**Subject**

**2.6 Approval of the Minutes**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Action

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

No

Budgeted

No

Recommended Action

Motion to approve the February 5, 2018 Board Minutes.

File Attachments

[02-05-19 Board Meeting Minutes.pdf \(318 KB\)](#)

**Subject**

**2.7 Associated Student Government Reports**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Information

**Subject**

**2.8 Peralta Classified Senate Report**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Information

**Subject**

**2.9 District Academic Senate Report**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Information

**Subject**

**2.10 Public Communication**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. 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/>

**Subject**

**2.11 Chancellor's Reports**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

2. OPEN SESSION

Access

Public

Type

Information

### **3. PRESENTATIONS**

**Subject**

**3.1 PCCD Facilities Presentation from a Student & Faculty Perspective. Presenter: Jennifer Shanoski, President, Peralta Federation of Teachers.**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

3. PRESENTATIONS

Access

Public

Type

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

A short tour of our campus facilities to provide board members with a view of what students and faculty see every day.

**Deliverables and Scope of Work:**

N/A

**Anticipated Completion Date:**

N/A

**Evaluation and Recommended Action:**

N/A

File Attachments

[Facilities Presentation for Board.pdf \(3,856 KB\)](#)

## **4. CONSENT CALENDAR - CHANCELLOR**

**Subject**

**4.1 Consider Ratification of Out of State Travel pursuant to Board Policy 7400. Presenter: Chancellor Laguerre**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. CONSENT CALENDAR - CHANCELLOR

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Budgeted

Yes

Recommended Action

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



Name	Travel Location	Dates
Rhonda Johnson	Savanah, GA - Cross-Cultural Counseling for Research, Action and Change	February 7, 2019 - February 9, 2018
Herbert Kitchen	New Orleans, LA - National Student Leadership Diversity Convention	February 15, 2019 - February 19, 2019

**Deliverables and Scope of Work:**

N/A

**Anticipated Completion Date:**

N/A

**File Attachments**

[Out of State Travel Ratify 2-26-19.pdf \(435 KB\)](#)

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**Subject**

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

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. CONSENT CALENDAR - CHANCELLOR

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Budgeted

Yes

Recommended Action

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

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

<b>Name</b>	<b>Travel Location</b>	<b>Dates</b>
Mary Ciddo	Tucson, AZ - Annual American Board of Vocational Experts Conference	April 11, 2019 - April 14, 2019
Thomas Torres-Gil	Delhi, India - Association of International Education Administrators	April 16, 2019 - April 23, 2019

**Anticipated Completion Date:**

N/A

**Evaluation and Recommended Action:**

Recommend Approval

File Attachments

[Out of State Travel approval 2-26-19.pdf \(426 KB\)](#)

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**Subject**

**4.3 Consider Approval of a Contract with the Collaborative Brain Trust (CBT) in the amount of \$254,325. Presenter: Chancellor Laguerre**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

4. CONSENT CALENDAR - CHANCELLOR

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Mar 12, 2019

Fiscal Impact

Yes

Dollar Amount

\$254,325.00

Budgeted

Yes

Budget Source

Reserve

Recommended Action

The Chancellor recommends approval of the proposal

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

Like many community colleges in the country and California, Peralta Community College District has struggled with meeting enrollment targets and thus, has faced financial issues. The Board has invited FCMAT to conduct a fiscal health analysis of the District and is exploring other avenues to understand the true picture of the financial situation of the District. This proposal further supports the efforts of the administration to address concerns raised by the accrediting agency (ACCJC) and to help improve the enrollment picture of the District. Furthermore, the work to be done by the consultants will help the District take full advantage of the Student Centered Funding formula. All these efforts are to help improve the District's revenue picture and its fiscal reliability and accountability. The work CBT will perform could not be performed by FCMAT.

The work is being done by the Collaborative Brain Trust (CBT). The organization is headquartered in Sacramento, CA and the work will be led by Mr. James Walton, Vice President of CBT.

**Deliverables and Scope of Work:**

Fiscal Improvement Plan Services:

- First, a successful fiscal improvement plan to address enrollment, retention, and completion – this is at the core of the issues surrounding PCCD for the past decade, and even more critical under the state's new Student Centered Funding Formula.
- Second, a comprehensively designed plan to position PCCD to mitigate the impact of apportionment swings due to economic events by identifying alternative funding sources, accurately projecting future obligations, and identifying areas of inefficiency for cost savings purposes.
- Third, evidence-based assessment, utilizing validated District data, to provide a strong foundation for future planning across PCCD.
- Fourth, dovetail with the work of the FCMAT Study to provide an integration of recommendations from both projects in supporting development of the Fiscal Improvement Plan.

**Anticipated Completion Date:**

June 30, 2019 - Work will be done to ensure the District meet the May 1 deadline for ACCJC report.

**Evaluation and Recommended Action:**

CBT has done satisfactory work for the District in the past, including Education Master Plans and Strategic Plans. The Chancellor recommends approval.

File Attachments

[CBT Proposal for Fiscal Improvement Plan Services.pdf \(218 KB\)](#)

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**5. CONSENT CALENDAR - ACADEMIC AFFAIRS**

**Subject**

**5.1 Consider Approval of a Independent Contractor/Consultant Contract (ICC) for Conrad Seto in the Amount of \$2,500 to Provide Technical and Design expertise on the Laney College Website. Presenter: President Gilkerson**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

5. CONSENT CALENDAR - ACADEMIC AFFAIRS

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Dollar Amount

\$2,500.00

Budgeted

Yes

Budget Source

Fund 01/General Fund

Recommended Action

Approve the Independent Contractor/Consultant Contract (ICC) for Conrad Seto in the amount of \$2,500 to provide technical and design expertise on the Laney College website.

Goals

D: Strengthen Accountability, Innovation and Collaboration

B: Engage and Leverage Partners

C: Build Programs of Distinction

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.)**

Laney College is requesting approval of Independent Contractor/Consultant Contract (ICC) #L01-125341, for Conrad Seto in the amount of \$2,500 to provide technical and design expertise on the Laney College website, as needed.

Conrad Seto was first contracted in 2017 by the Laney Public Information Officer to help provide web development support and expertise with the launch of Laney's new website. Hiring Mr. Seto was essential given challenges experienced with the previous contractor who was originally brought on board to design and revamp the Laney College website. The College was pleased with Mr. Seto's services, and hence is now requesting that a contract for \$2,500 (\$40 per hour) be approved for Mr. Seto to continue with web development support. Mr. Seto's fees are considerably lower compared to that of the previous contractor, who proposed to charge Laney \$9,000 (every 6 months) for similar support.

Maintenance of the Laney College website is critical to College communication.

It should be noted that this contract has already been approved through the College and District services offices.

#### OTHER CONTRACTS WITH THIS VENDOR DISTRICT-WIDE

Conrad Seto also has a previous existing contract with Berkeley City College. Details for that contract are noted below:

ICC#: 21672

ICC Term: 3/27/18 - 1/15/19

Contracted by: Berkeley City College

Amount: \$70,000

**DISTRICT-WIDE TOTAL OF CONTRACTS WITH THIS VENDOR = \$72,500**

**Deliverables and Scope of Work:**



The web development consultant will work under the guidance and supervision of the Laney Public Information Officer (PIO) to research and implement technical solutions for the Laney website. The contractor will use their own equipment to perform the following responsibilities:

1. Research and propose solutions to coding bugs, design problems, and other requests presented by the PIO, College President, or other staff.
2. Ensure that broken links are fixed in a reasonable amount of time.
3. Keep a running list of website errors, bugs, complex template problems or other work tasks.
4. Make design changes as requested.
5. Response to tickets from Rackspace (Laney College website host).

**Anticipated Completion Date:**

June 30, 2019

**Evaluation and Recommended Action:**

The Chancellor recommends approval.

Approve the Independent Contractor/Consultant Contract (ICC) for Conrad Seto in the amount of \$2,500 to provide technical and design expertise on the Laney College website.

File Attachments

[Conrad Laney ICC -full for Boarddocs.pdf \(2,733 KB\)](#)

[Conrad BCC ICC -full for Boarddocs.pdf \(5,866 KB\)](#)

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**Subject**

**5.2 Consider Approval of Course and Program Additions, Deactivations and Changes  
Presenter: Vice Chancellor Brown**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

5. CONSENT CALENDAR - ACADEMIC AFFAIRS

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

No

Budgeted

No

Budget Source

N/A

#### Recommended Action

Approve Course and Program Additions, Deactivations and Changes that were approved at Feb 4, 2019 CIPD meeting.

**Background/Analysis:** The attached PDF entitled "Feb 2019 CIPD Report" and "Feb 2019 Program Proposals" contain course and program additions, changes and deactivations as approved by the colleges' curriculum committees and The Council for Instruction, Planning and Development (CIPD).

#### Deliverables and Scope of Work:

#### Anticipated Completion Date:

#### Evaluation and Recommended Action:

The Chancellor recommends approval.

#### File Attachments

[February 2019 CIPD Report.pdf \(249 KB\)](#)

[Feb 2019 Programs.pdf \(271 KB\)](#)

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## **6. CONSENT CALENDAR - FINANCE**

### **Subject**

**6.1 Review of Purchase Order Report for the period covering from January 1, 2019 through January 31, 2019. Presenter: Vice Chancellor Johnson**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

6. CONSENT CALENDAR - FINANCE

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Budgeted

Yes

Budget Source

N/A

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 1, 2019 through January 31, 2019, 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: 69 Sp Reserve Fd #2 Redev &,Healt	1	4,064.38
Fund Code: 61 Cap. Out. Proj .Funds-State	24	141,623.08
Fund Code: 11 General Restricted Fund	424	418,743.60
Fund Code: 01 General Unrestrict Oper	268	1,802,671.62
Fund Code: 10 College Designated Funds	47	102,505.46
Fund Code: 12 Parcel Tax, Measure B	34	18,582.54
Fund Code: 30 Contract Education	13	28,233.48
Fund Code: 68 Child Development Fund	7	8,536.74
Fund Code: 07 Coll. Fds On Bookstore Comm.	3	2,460.02
Fund Code: 71 Trust And Agency Funds	6	4,135.31
Fund Code: 80 Self-Insurance Fund	1	23,840.23
Fund Code: 63 Bond Measure A	7	25,589,807.34
Fund Code: 65 Bond Measure E (2000)- Local B	1	354,097.00
Fund Code: 81 Student Repres. Fee-Alameda	1	1,100.00
<b>Total</b>	<b>837</b>	<b>28,500,400.80</b>

**Anticipated Completion Date:** N/A

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

File Attachments

[Purchase Order Report 013119.pdf \(191 KB\)](#)

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**Subject**

**6.2 Community College Financial Statement (CCFS) 311 Q1 Report. Presenter: Vice Chancellor Johnson**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

6. CONSENT CALENDAR - FINANCE

Access

Public

Type

Information

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

The CCSF-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 first quarter of fiscal year 2018-19. This report was completed and submitted on time to the State Chancellor's Office and in accordance with the District's Financial Reporting Calendar.

**Deliverables and Scope of Work:**

N/A

**Anticipated Completion Date:**

N/A

**Evaluation and Recommended Action:**

Approve the District's fiscal year 2018-19 first quarter CCFS-311Q report. The Chancellor recommends approval.

File Attachments

[1st Qtr Report \(Signed\).pdf \(891 KB\)](#)

**Subject**

**6.3 Community College Financial Statement (CCFS) 320 Apportionment Attendance Report (P1) FTES Update. Presenter: Vice Chancellor Johnson**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

6. CONSENT CALENDAR - FINANCE

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019



Absolute Date

Feb 26, 2019

Recommended Action

Consider approval of the District's Community College Financial Statement (CCFS) 320 Apportionment Attendance Report (P1) FTES Update.

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

Per BP 6300 Fiscal Management and Accounting, the Chancellor shall establish procedures to assure that the District's fiscal management is in accordance with the principles contained in Title 5, § 58311.

In compliance with Title 5, § 58003.2, the District Registrar is responsible for the reporting of Full-time Equivalent Students (FTES) during the first reporting period (P1 - between July 1 and December 31), second reporting period (P2 - between July 1 and April 15), and annual reporting period (between July 1 and June 30).

The first reporting period contains actual FTES data for late summer and fall 2018. The second reporting period expands the actual data by including FTES for census-based classes in spring 2019. The P2 report also includes refined projections for spring late start and courses using the actual attendance hours accounting method and early summer courses. The annual report contains actual FTES data for all courses.

The District's FTES reporting update schedule is designed to keep the Board informed of the District's progress toward and/or achievement of its state allocated FTES target as evidenced in the three reporting periods. This update reflects the first period report submitted to the California Community Colleges Chancellor's Office and the District's current status towards achieving the 2018-2019 target of 7,875.00 residential FTES for fall 2018.

**Deliverables and Scope of Work:**

N/A

**Anticipated Completion Date:**

N/A

**Evaluation and Recommended Action:**

The Chancellor recommends approval.

**File Attachments**

[CCFS-320 P1 \(Signed\).pdf \(5,547 KB\)](#)

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**Subject**

**6.4 Community College Financial Statement (CCFS) 311A for 2017-18. Presenter: Vice Chancellor Johnson**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

6. CONSENT CALENDAR - FINANCE

Access

Public

Type

Information

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

The Annual Financial and Budget Report (CCFS-311) of the District contains, as specified by the State Chancellor's Office, a financial statement of the actual revenues and expenditures for the fiscal year just completed, plus the estimated revenues and proposed expenditures for the succeeding fiscal year (CCR §58303). On September 12, 2017, the Board of Trustees approved the Adopted Budget. The budget approved has been reformatted to the specifications required and inserted into the 311A. The actual revenues and expenditures are those of fiscal year 2017-18 and are subject to change as a result of any audit adjustments.

**Deliverables and Scope of Work:**

CCFS-311 Annual Financial and Budget Report

**Anticipated Completion Date:**

N/A

**Evaluation and Recommended Action:**

The Chancellor recommends approval.

File Attachments

[311-FY17-18 Dec-12-18.pdf \(18,934 KB\)](#)

**Subject**

**6.5 California Community Colleges (CCC) 323 Enrollment Fee Revenue Report. Presenter: Vice Chancellor Johnson**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

## 6. CONSENT CALENDAR - FINANCE

Access

Public

Type

Information

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

The Peralta Community College District's California Community Colleges (CCC) 323 Enrollment Fee Revenue Report is presented for information purposes.

**Deliverables and Scope of Work:**

N/A

**Anticipated Completion Date:**

N/A

**Evaluation and Recommended Action:**

N/A

File Attachments

[323 Enrollment Report 1.15.19.pdf \(500 KB\)](#)

**Subject**

**6.6 Consider Ratification of the Warrant/Payment Report for the period covering January 1, 2019 through January 31, 2019. Presenter: Vice Chancellor Johnson**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

6. CONSENT CALENDAR - FINANCE

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Budgeted

Yes

Budget Source

N/A

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 1, 2019 through January 31, 2019. 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 013119.pdf \(432 KB\)](#)

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**Subject**

**6.7 Consider Approval of Budget Transfer Report for the period covering from January 1, 2019 through January 31, 2019. Presenter: Vice Chancellor Johnson**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

6. CONSENT CALENDAR - FINANCE

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

No

Budgeted

Yes

Budget Source

N/A

Recommended Action

Consider approval of Budget Transfer Report covering the period from January 1, 2019 through January 31, 2019.

**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 1, 2019 through January 31, 2019.

**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 013119.pdf \(463 KB\)](#)



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## **7. CONSENT CALENDAR - FACILITIES**

### **Subject**

**7.1 Consider Ratification of Change Order No. 2 for a Contract Time Extension with Maktinta Energy, Inc. for Phase 2 of the Laney College Pool Heating and Chlorination Upgrades, with no fiscal impact. Presenter: Vice Chancellor Ikharo**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

7. CONSENT CALENDAR - FACILITIES

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

No

Budgeted

No

Budget Source

Proposition 39 Energy Funds

Recommended Action

Ratify Change Order No. 2 for a contract Time extension with Maktinta Energy, Inc., for design services and construction management for the replacement and installation of Laney College swimming pool heating pumps, VFDs and chlorination equipment.

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

On June 13, 2017, Maktinta Energy, Inc. was contracted to provide design, construction administration, commissioning and post commissioning services to install the new pool heating equipment, chlorination system and associated pipeline network including all relevant equipment and fixtures required for the proper functioning of the new mechanical systems.

Thus far, Maktinta has completed the majority of their professional services and installation of equipment as follows:

- Attended multiple pre-bid conference meetings and conduct bid walks of the mechanical room; review SOW with prospective bidders; respond to Request for Information (RFI's); and update drawing set as needed.
- Provided construction administration including attending and providing engineering consultation at up to 4 construction meetings.
- Designed the new central CO2 dispensing system design to include injection and central storage with remote fill.
- Commissioned new boilers and VFDs connect to new boilers to TEK controllers for online control and monitoring.
- Provided SOW to correct for emergency maintenance prior to project commencement.
- Connected pool water fill system to control system.

- Onsite programming.
- County Environmental Health Department permit inspection.
- Installed new state-of-the-art condensing heating units, new CO2 bulk tank storage unit, and replacement of VFDs.
- Installed 2 new 500 KVA transformers, 2 new Intellicom control boards.

<b>Description</b>	<b>Amounts</b>	<b>Board Approval</b>
Original Professional Service Agreement (Attachment #3)	\$29,500.00	6/13/2017
Contract Extension Amendment #1 (Attachment #2)	\$29,500.00	2/27/2018
Change Order #2/Amendment #2 for Laney College Pool Upgrades (Attachment #2)	\$2,050.00	5/8/2018
Amendment Change Order #2/Amendment #3 (Attachment #1)	Contract extension only	Seeking approval
<b>Total Contract Amount:</b>	<b>\$61,050.00</b>	

**Deliverables and Scope of Work:**

This consultant's previous contract terms ended June 30, 2018. The administration requests to extend the contractor's contract terms to April 30, 2019 to allow Maktinta to continue the scope of work under the approved contract amendments. Maktinta was allowed by the administration to take a break on this project until the sand and dirt blockage in the pool lateral lines and equipment were cleared by another contractor. Now, that the other contractor has removed the existing filter media in both filters, checked for broken laterals and manifolds, replaced with new gravel and sand, replaced lateral lines, startup and troubleshoot the existing pool equipment. Maktinta may continue to perform their scope of services under their contract obligations.

**Anticipated Completion Date:**

The anticipated project completion date is April 30, 2019.

**Evaluation and Recommended Action:**

The Chancellor, Vice of Chancellor of General of Services, and Director of Finance and Administration recommend the ratification of this Amendment.

**File Attachments**

[Attachment #1-Maktinta Amend #3 and CO #2.pdf \(283 KB\)](#)

[Attachment #2 - Amend #1 for CO #1 - \\$29,500 and \\$2050.pdf \(1,611 KB\)](#)

[Attachment #3-Maktinta Energy-Exec Contract-\\$29,500.pdf \(2,854 KB\)](#)

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**Subject**

**7.2 Consider Ratification of Change Order No. 3 for a Contract term time extension with Tricon Aquatics for the Laney College Pool Heaters Upgrades (Bid No. 17-18/21), with no fiscal impact. Presenter: Vice Chancellor Ikharo**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

7. CONSENT CALENDAR - FACILITIES

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

No

Budgeted

No

Budget Source

Proposition 39 Energy Funds

Recommended Action

Approve Change Order No. 3 for a contract term time extension with Tricon Aquatics for the Laney College Pool Heaters Upgrades (Bid No. 17-18/21), with no fiscal impact.

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

A formal bid process was completed by the Purchasing Department. The mandatory bidder's conference was held on November 27, 2017. Four (4) sealed bids were received on the bid closing date of December 6, 2017: Tricon Aquatics, California Commercial Pools, Inc., Gockel, Inc. and Western Water Features, Inc., Tricon Aquatics provided the lowest and responsible bid for this project.

On January 23, 2018, the Governing Board of Trustees authorized Tricon Aquatics to perform the scope of work, equipment, accessories specifications, and plans provided by Maktinta Energy. The work of this contract comprised of the following:

- 1) The replacement of pool boilers with condensing heaters along with related pumps and piping;
- 2) The replacement of 2 pool VFDs;
- 3) Installation of 2 electronic (non-paddle wheel) blind flow meters to be connected to the Tek controllers;
- 4) Installation of analog flow meters;
- 5) Installation of a 3-way diverter valve;

6) Demolition and removal of the existing boilers and heating system from the pool area; and

7) Installation of new skid (platform and pump), added Saturday labor work, painted the condensing heater exhaust pipes.

Thomas Reid is the owner of the company.

**Contact Information:**

11419 Sunrise Gold Cir

Rancho Cordova, CA 95742

<b>Description</b>	<b>Amounts</b>	<b>Board Approval</b>
Original Construction Agreement and Amendment #1 (Attachment #4)	\$232,514.00	01/23/2018
Change Order #1/Amendment #2 (Attachment #3)	\$11,367.00	04/24/2018
Change Order #2/Amendment #3 – 200 day calendar contract extension (Attachment #2)	\$4,246.00	10/09/2018
Change Order #3 / Amendment #4 – Contract Extension Only (Attachment #1)	\$0.00	Pending approval
<b>Total Contract Amount:</b>	<b>\$248,127.00</b>	

**Deliverables and Scope of Work:**

The administration authorized for Tricon Aquatics to stop performing their scope of work until the sand and dirt blockage in the pool lateral lines and equipment were cleared by another contractor, Lincoln Aquatics. This contractor was brought in to remove the existing filter media in both filters, check for broken laterals and manifolds, replace with new gravel and sand, replace lateral lines, startup and troubleshoot the pool equipment. Now that, the sand and dirt blockage has been corrected by another contractor. Tricon Aquatics may continue to complete their scope of work under their contractual obligation which ended on June 30, 2018. To do so, their contract needs to be extended until April 30, 2019, under Change Order No. 3 (Amendment #4).

**Anticipated Completion Date:**

The anticipated project completion date is April 30, 2019.

**Evaluation and Recommended Action:**

The Chancellor, Vice of Chancellor of General of Services, and Director of Finance and Administration recommend the ratification of this contract amendment.

File Attachments

[Attachment #1 - Tricon-CO #3 -Amendment #4.pdf \(213 KB\)](#)

[Attachment #2 - Tricon CO#2 - Amendment #3.pdf \(348 KB\)](#)

[Attachment #3 - Tricon Aquatics- Exec CO #1 - Amendment #2.pdf \(7,039 KB\)](#)

[Attachment #4-Tricon Aquatics-Original Agreeemen & Amendment #1- \\$232,514.pdf \(5,752 KB\)](#)

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**Subject**

**7.3 Consider Approval of a Contracted Services Agreement with Johnson Controls for the Districtwide Alarm & Detection – Monitoring Simplex 4100 Systems, in the amount not-to-exceed \$18,880. Presenter: Vice Chancellor Ikharo.**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

7. CONSENT CALENDAR - FACILITIES

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Dollar Amount

\$18,880.00

Budgeted

Yes

Budget Source

General Fund

Recommended Action

Approve a contracted services agreement with Johnson Controls for the Districtwide Alarm & Detection – Monitoring Simplex 4100 Systems from March 1, 2019 to February 28, 2021, in the amount not-to-exceed \$18,880.

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

Currently, under a separate contract terms from July 1, 2017 to June 30, 2019, Johnson Controls (formerly known as Tyco Simplex Grinnell) is providing all labor, materials, equipment and supervision necessary to perform inspection, testing, maintenance and repairs to the existing fire alarm systems at all Peralta's facilities. Further, based on time and materials as needed, Johnson Controls will service sprinkler/standpipe systems, fire hose cabinets, inspect and



test risers, kitchen fire suppression systems to the satisfaction of the College and in accordance with applicable laws, codes and standards, and specifications outlined in the Request for Proposal (RFP No. 13-14/15).

In the 2017/2018 fiscal year, Johnson Controls provided the fire alarm monitoring services at Peralta's four (4) colleges satisfactorily. Therefore, they are familiar with the needs and function of fire alarm systems that were installed in Peralta's buildings. As result, the administration requested for Johnson Controls to perform the same fire alarm monitoring services again, which is regulatory required each fiscal year.

Johnson Controls merged with Tyco International, announced on January 25, 2016. The CEO of of Johnson Controls is George R. Oliver

**Company Information:**

Johnson Controls

6952 Preston Avenue

Livermore, CA 94551-9545

Johnson Controls will have two (2) separate contracts in the 2018/2019 fiscal year, exceeding the \$25,000 threshold to purchase goods and services. Their contract history breakdown is as follows:

	<b>Contract History</b>			
1. Contract for Districtwide Fire System Testing, Inspection, Repair, and Maintenance (RFP 13-14/15) from July 1, 2017 to June 30, 2019		\$383,933.50	6/27/2017	
2. Contract for Districtwide Alarm & Detection – Monitoring Simplex 4100 U Systems Attachments #1, #2, 2A, 2B, 2C, and 2D.		\$18,880.00	Seeking approval	

<b>Accumulative Contract Amount:</b>		<b>\$402,813.50</b>		
<b>Funds Encumbered in the 2018/2019 Fiscal Year for Services:</b>		<b>\$205,459.40</b>		

**Deliverables and Scope of Work:**

Peralta colleges has fire monitoring panels installed and connected to the building's fire alarm system. When the existing fire alarm system goes off, the fire monitoring panel will immediately send a signal to Peralta's Police Services dispatch location at the District Administrative Center. The operating dispatcher will connect the alert to the appropriate Fire Department to attend the building's alarm.

Under this contract, from **March 1, 2019 to February 28, 2021**, Johnson Controls will provide the following services at College of Alameda, College of Alameda Air School, District Administrative Center, Merritt College, and Laney College, as outlined in the attached proposals.

- 1) Fire alarm monitoring basic service (up to 100 devices);
- 2) Monitoring for each additional 100, initiating devices; and
- 3) Cellular connection and monitoring.

The contract cost breakdown for two (2) year services is as follows. Staff will encumber available funds per fiscal year to cover this contract.

<b>Colleges</b>	<b>March 1, 2019 to February 28, 2020</b>	<b>March 1, 2020 to February 28, 2021</b>
College of Alameda – Proposal #681934	\$1650.00	\$1650.00
College of Alameda Air School – Proposal #681941	\$780.00	\$780.00
District Administrative Center – Proposal #681937	\$780.00	\$780.00
Laney College – Proposal #681931	\$3850.00	\$3850.00
Merritt College – Proposal #682942	\$2380.00	\$2380.00
<b>Total Annual Payment:</b>	<b>\$9,440.00</b>	<b>\$9,440.00</b>

**Anticipated Completion Date:**

The anticipated project completion date is February 28, 2021.

**Evaluation and Recommended Action:**

The Chancellor, Vice of Chancellor of General of Services, and Director of Finance and Administration recommend the approval of this contract.

## File Attachments

[Attachment #1-Johnson Control-Agreement-1.pdf \(247 KB\)](#)

[Attachment #2- College of Alameda Monitoring Proposals #681941.pdf \(174 KB\)](#)

[Attachment #2A -College of Alameda Cellular Monitoring Proposal #681934.pdf \(174 KB\)](#)

[Attachment #2B-District Office Complex cellular monitoring proposal #681937.pdf \(174 KB\)](#)

[Attachment #2C-Laney College Cellular Monitoring Proposal #681931.pdf \(174 KB\)](#)

[Attachment #2D-Merritt College Monitoring Proposal #682942.pdf \(191 KB\)](#)

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**Subject**

**7.4 Consider Approval of Contract with Security by Design Inc. for College of Alameda Emergency Phone Design Consultant in the amount of \$88,000. Presenter: Vice Chancellor: Ikharo**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

7. CONSENT CALENDAR - FACILITIES

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Dollar Amount

\$88,000.00

Budgeted

Yes

Budget Source

Measure A

Recommended Action

Approval of contract for COA Emergency Phone Design between Security By Design, Inc., and Peralta Community College District in the amount Not-TO-Exceed \$88,000:00 (Eighty Eight Thousand Dollars).

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

The Administration intends to improved emergency communication system in College of Alameda (COA) through the installation of "code Blue" outdoor and indoor phones. Over the years, the operations of the outdoor segment have been particularly problematic. Attempts, involving huge capital outlays, have been made in prior years to achieve near 100% functionality on the outdoor segment at 3 of the 4 District colleges but to no avail. In 2015, the District conducted an informal RFP process to solicit the services of security engineering design consultants. At the time in 2015, there were three (3) main entities in the Bay Area that were known to be proficient and qualified to perform such work, and they were: 1) The Consulting Group (TCG), 2) Security By Design, Inc., and 3) Catalyst Consulting, Inc. Responses to the District's informal RFP were received from two of three of the listed companies, Catalyst Consulting opted out and did not respond. Security By Design, haven been founded forty plus years ago with extensive portfolio of work, was deemed the most qualified and they also provided the lowest quote and best value. The District entered into a contract with Security By Design to provide security engineering design services regarding the modernization of the the district's emergency phone systems. Limited funding at the time restricted their design services to Laney and Merritt Colleges in what was later conceptualized as Phase I of the emergency phone systems modernization project. The objective was to utilize available limited funding to the colleges with the highest crime statistics.

In pursuance of this objective, the District is mandated to conduct formal RFPs and Bids regarding the selection of consultants and contractors for this work. The first step is to select a design consultant to provide technical design services for the emergency phone system. To achieve this, a formal RFP seeking services of emergency phone design consultants was advertised in newspapers of general circulation on November 30th and December 9th 2018. The RFP response due date wason December 19, 2018. Prior to the formal advertisement of the RFP, realizing that the job was highly specialized with very few firms with requisite expertise in the field, the District's staff in Purchasing Department reached out to seven (7) known vendors that do similar work, alerting them to the technical design opportunity. Unfortunately, on the RFP due date, only a single response was received from Security By Design, Inc. (See the Bid Recapitulation Sheet below).

The bid quote from Security By Design was in the amount of \$162,500 for technical design services and electrical engineering survey and drawings. The latter electrical engineering work was quoted at \$74,500. The District's staff has deemed it best to excise the electrical engineering aspects of the work and instead wrap this work with the future installation and construction phase of the project. In light of the foregoing, Security By Design, Inc. has elected at the District's urging to reduce its scope of services to exclude electrical engineering services for a revised Bid Amount of Eighty Eight Thousand Dollars (\$88,000). Staff recommend that the consulting job be awarded to Security By Design, Inc. in the amount of \$88,000.00.

Security By Design, Inc. has worked continuously with the District since 2015, and was responsible for the technical design work for the ongoing emergency phone modernization work at Laney and Merritt Colleges - prior contracts with this vendor between 2015 and 2018 for security engineering design, project administration and commissioning are in cumulative total amounts of \$188,510.

**The company, currently located in Pacheco, Contra Costa County, California was founded in 1974 by Edmonds H. Chandler and Lorna L. Chandler. Ms. Lorna L. Chandler is currently the CEO, while Eric Reither its principal/senior security consultant, functions as the Chief Operative Officer.** The company, during its formative period 30 years ago, was hired by the District to conduct a lock survey for the entire district - therein lies the extent of the company's familiarity with District's design, development and implementation processes, an experience that has been very useful so far with Phase I of the District emergency phone systems modernization efforts.

**The Nature of Proposed Contract and the Difference between this Work and Emergency Phone Work by other Vendors such as Ojo Technology**

The proposed contract with Security By Design, Inc. is different and separate from the contract that was awarded to Ojo Technology, Inc. in 2018 for the installation and construction of new emergency phones at both Laney and Merritt Colleges. Because Scheduled Maintenance funds was a major funding source for a district-wide emergency phone system, there wasn't adequate funds to cover work in all four (4) colleges, and as a result the work was divided into phases, with Laney and Merritt Colleges in Phase I, and COA in Phase 2, and BCC in a later phase. The system design for both Laney and Merritt colleges was also done by Security By Design, Inc.

Therefore, this contract in the sum of \$88,000 is not for installation and construction work, rather is for the design and construction administration for College of Alameda phase of the district-wide emergency phone network. Upon the completion of the design work by Security By Design, the district will then conduct a new formal Bid for the selection of a duly licensed general contractor for the installation and construction of COA emergency phone system.

**RFP BID RESULTS**

VENDORS	BID AMOUNT
1. Catalyst Consulting, Inc.	No Bid
2. Elsarch	No Bid
3. Ipas, Inc.	No Bid
4. Security By Design, Inc.	\$88,000
5. 3Light Design, Inc.	No Bid
6. SG Arch	No Bid
7. The Consulting Group, Inc. (TCG)	No Bid

**Deliverables and Scope of Work:**

PHASE I - Schematic Design (SD)/Design Development (DD) (10 weeks)

- Prepare & attend all site coordination meetings; discussion regarding E-Call locations, technology options, video & IT infrastructure requirements.
- Survey site to verify existing device locations and conditions.
- Verify that current design deployed at Laney & Merritt Colleges are still current and valid.
- Create campus building floor plans and update existing site plan.
- Create budgetary ROM estimate.
- Review SD package with District's team to confirm approach; Make updates and bring package to 98% DD.

#### PHASE II - Construction Documents (CD) (4 weeks)

- Prepare and attend coordination meetings with District to discuss CD phase.
- Update Specifications for Network, General Services Requirements, Wire, Fiber, Testing & Intercom System. Specifications include Integrator scope of work to provide infrastructure for the Emergency Call System.
- Update campus plans, add point numbers and District location and quantity changes. (Based on 13 Plans)
- Update budgetary ROM estimate.
- Review 100% CD package with District's team; Make final Specifications and plan updates & issue to District for Installation Bid issuance.

#### PHASE III - Bid Support (BS) (6 weeks)

- Attend Pre-Bid meeting and site walk.
- Coordinate with District to research, review and answer Bidder's RFIs (Request for Information).
- Create Addendum to capture any RFI related to design changes, send to District for distribution to Bidders.

#### PHASE IV - Construction Support (CS) (24 weeks)

- Respond to security contractor's RFIs.
- Participate in weekly construction meetings with Contractors to monitor installation progress.
- Conduct site walks to inspect work progress.
- Project coordination, Proofing, and General Administration.

#### PHASE V - Implementation Support (IS)/Project Close-out (CO) (24 weeks)

- Assist in start-up, testing and placing in operation E-Call equipment and systems. The equipment and systems shall have testing procedures in the Bid documents.
- Perform system testing, including but not limited to, preparing the comprehensive punch list and conduct no more than 2 follow up Site tests, in addition to other responsibilities under this contract.
- Assist District in coordination of training District's staff to operate & maintain equipment & systems as necessary.
- Assist District in reviewing and enhancing the procedures for the operation, maintenance, and retention of E-Call Voice & video data.
- Visit the Project with District to observe any apparent defects in the completed construction, and make recommendations as to replacement, correction, or diminished value of defective work.
- Assist District in consultations and discussions with Contractor concerning correction of any such deficiencies.
- Provide electronic and 1-set of hard copy record set of drawings, redline as-built from the Contractor showing any changes made during the construction process. Electronic data shall conform to District's requirements for compatibility with District Equipment and software.

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

December 31, 2019

**Evaluation and Recommended Action:**

The District's Department of General Services staff has evaluated the deliverables to date for Security By Design, Inc. and found them to be satisfactory.

The Chancellor recommends approval.

**File Attachments**

[SBD COA Emergency Phone Consultants Services Contract Signed 20190103.pdf \(2,459 KB\)](#)

[Resolution of Board - Security By Design Contract 2-22-19.docx \(13 KB\)](#)

[Security By Design Proposal RFP No. 18-19-08.pdf \(1,587 KB\)](#)

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**8. CONSENT CALENDAR - HUMAN RESOURCES**

**Subject**

**8.1 Consider Approval of Short-term Assignments. Presenter: Vice Chancellor Whittaker**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

8. CONSENT CALENDAR - HUMAN RESOURCES

Access



Public

Type

Action (Consent)

**Presenter: Interim Vice Chancellor Whittaker**

Pursuant to California Education Code Section 88003, the list below contains the name, scope of service, position title, site location, and service end date of the candidates recommended for short-term assignments in non-academic short-term positions.

**Kendrick, Kelsey**, Interpreter III, All Campuses, up to 40 hours per week, not to exceed 184 working days through June 30, 2019. Work hours dependent upon student registration and Interpreter availability. The Interpreter is responsible for interpreting in a variety of settings related to classes and events within the scope of Peralta Community College District. Federal Law mandates the need for effective communication with hard of hearing and deaf students since the passage of the American with Disabilities Act in 1990. In response to this Federal mandate, Peralta uses sign language interpreters to meet the needs of deaf and hard of hearing students enrolled in classes. Please consider the following short-term hire requests to fulfill this requirement.

**Barnett, Jennifer**, Interpreter III, All Campuses, up to 40 hours per week, not to exceed 184 working days through June 30, 2019. Work hours dependent upon student registration and Interpreter availability. The Interpreter is responsible for interpreting in a variety of settings related to classes and events within the scope of Peralta Community College District. Federal Law mandates the need for effective communication with hard of hearing and deaf students since the passage of the American with Disabilities Act in 1990. In response to this Federal mandate, Peralta uses sign language interpreters to meet the needs of deaf and hard of hearing students enrolled in classes. Please consider the following short-term hire requests to fulfill this requirement.

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## **9. PUBLIC HEARING**

**Subject**

**9.1 Hold Public Hearing and Accept Bid and Award an Energy Conservation Service Contract to ENGIE Services for the College of Alameda LED Lighting Retrofit Project (included in RFQ/P 18-19 / 23), in the amount not-to-exceed \$1,105,450. Presenter: Vice Chancellor Ikharo and Director of Energy and Sustainability, Charles Neal**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

9. PUBLIC HEARING

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Dollar Amount

\$1,105,450.00

Budgeted

Yes

Budget Source

California Proposition 39

Recommended Action

Approve an energy conservation service contract with ENGIE Services for the College of Alameda LED Lighting Retrofit Project (included in RFQ/P 18-19/23), in the amount not-to-exceed \$1,105,450.

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

In compliance with the Senate Bill 73 (SB 73), for the fiscal year 2013-14, the California Community College Chancellor's Office (CCCCO) received \$47 million under the Clean Energy Job Creation Fund for energy efficiency upgrades and clean energy installation. Peralta Community College District received \$1,658,748 from the CCCCCO to complete energy conservation projects. Since the fund allocation in 2013/2014, the District has used \$553,298 on sustainability and energy conservation projects. The District identified projects that can be encumbered by March, 2019, and estimate energy savings to be covered by the remaining funds.

To meet the CCCCCO's requirements and receive the fund allocation, the District identified and assessed energy-efficiency projects eligible for funding under Proposition 39 and established estimated energy savings.

May 9, 2017, the Governing Board of Trustees approved a Professional Services agreement with OpTerra Energy Services (recently bought by ENGIE) to complete District wide Level II Energy Audit and Verification of Preliminary Energy Use Reduction Estimates. The Level II audit was an in-depth engineering analysis and financial feasibility study that primarily focused on the following areas: (1) upgrade segments of the District's mechanical, electrical, and plumbing systems, (2) retrofit the District's lighting systems to LED lights, (3) expand the District's photovoltaic systems, and (4) install grid-connected, battery-based energy storage systems.

The OpTerra report was included in the District's 2017 Facilities and Sustainability Masterplan. This report identified over \$32 million dollars in energy efficiency and facility improvement projects, many maintenance related, if implemented would yield over \$38 million in savings over the life of the program. This report addressed this approved Prop 39 allocation, installing interior LED lighting at various District sites.

**Procurement:** In compliance with the Public Contract Codes, Section 20651, a formal Request for Qualifications and Proposal for bid was conducted for this project. A Notice to Bid for the project was advertised in newspaper publications of general circulation on Friday, December 28, 2018, and Friday, January 4, 2019. The bid opening was held on January 18, 2019. Post bid interviews were conducted by a committee of General Services' project managers for price and scope of work confirmation. A total of fifteen (15) firms were contacted on directly, by the District, on December 21 and invited to bid (See attachment #2, page 1). Through the Bay Area Builder's Exchange advertisement, numerous contractors viewed the RFQ/P (see attachment #2, pages 7 and 8). The District received one (1) response, submitted by ENGIE Services.

Additionally, since this project qualifies as an energy conservation project, Government Code 4217.10 et seq. provides authority to public agencies to select and contract with a qualified Energy services Company (ESCO), or other qualified design/build companies, to develop and construct energy efficiency, and alternative energy projects under a single contract. This procurement strategy allows the District to implement a maximum number of much needed energy efficiency and facility improvement projects in District facilities for the greatest savings in the shortest amount of time. In addition, the ESCOs will assume both technical and financial risk. The turn-key project would be firm fixed price (no change orders) and all savings will be guaranteed.

In compliance with the Government Code 4217, for this project, staff advertised this Resolution publicly 14 days in advance of this Board meeting. The RFP was advertised in the Oakland Tribune on December 28, 2018, and January 4, 2019 (Attachments #2b and #2c).

Gregory Coxson, P.E., a licensed California Professional Engineer, is the representative from ENGIE Services and the business has a current and active contractor's license in California with good standing.

**Company Location:**

500 12th Street suite 300

Oakland, CA 94607

(415) 735-9170

**Deliverables and Scope of Work:**

In compliance with this Resolution and energy conservation contract, ENGIE Services, as the Design-Builder, will provide turn-key design / build services, remove and replace interior existing lighting fixtures, and guarantee both technical and financial results. The project contract amount is based on a firm fixed price to include prevailing wage labor, materials, project labor agreement labor, taxes, freight, night and weekend work hours. There will be no change orders related to the proposed contract scope. This requested project value is part of the \$33 million District-wide Energy Efficiency and Proposition 39 Energy Expenditure Plan (EEP) Design/Implementation Services under RFQ/P:18-19/23).

To inform the Peralta's four (4) colleges, ENGIE delivered a classroom presentation titled "ECP 29 Data Analysis for Performance and Monitoring," pertaining to LED lighting retrofits.

Under this Resolution and as shown in the Agreement (**Attachment #1**), ENGIE scope of services will include but not limited to the following:

1. The Design-Builder (ENGIE), including designees, selected for contracting services shall be responsible for this turnkey project, procurement of materials and implementation of specified energy efficiency and capital improvement projects at the Project Sites per the approved District plan to:
  - a. Install new LED fixtures or LED retrofit kits, and controls;
  - b. Commission the new lighting equipment and control systems;
  - c. Replace up to inoperable motion sensors.
2. Provide and install new interior lighting fixtures and all labor, on-site supervision, project management, tools, and equipment required to complete the scope consistent with Attachment #3. The following is a summary of typical retrofits.
  - d. Interior Retrofits
    - i. **High Efficiency light emitting diode (LED) Upgrades** – where indicated, replace existing lights as indicated below and per the cost breakdown.
      - Replace 18-69 watt T5, T8 and T12 lamps and ballasts with new LED lamps and drivers, new LED retrofit kits, or new LED fixtures.
      - Replace existing screw-in compact fluorescent (CFL), halogen, and incandescent lamps with new LED lamps or new LED fixtures.
    - ii. **Hi-Bay Fixture Upgrades** – where indicated, replace existing hi-bay, HID fixtures with new LED hi-bay fixtures, one for one per.
    - iii. **Lighting Controls** – Provide and install vacancy sensors.
    - iv. **Emergency Ballasts** – Provide and install new (101) emergency ballasts at existing locations.
3. ENGIE will obtain all required permits and DSA approval, where required, including close out with DSA once the project is completed.

**Anticipated Completion Date:**

The anticipated completion date of construction is no later than June 28, 2019.

**Evaluation and Recommended Action:**

ENGIE Services North America is an Oakland-based leader in energy efficiency, renewables, and infrastructure development for public and private agencies throughout California and across the United

States. ENGIE Services is a wholly-owned subsidiary of ENGIE, the largest independent energy provider in the world, whose global footprint in 70 countries and over 150,000 employees worldwide.

ENGIE Services has 45 years of energy project experience and a streamlined project development, engineering, and construction delivery process that will deliver cost savings to District with optimal efficiency. ENGIE also bring the local experience, track record, financial longevity, and technical capabilities to perform the work at a firm fixed-price (no change orders) and within the most expedient time-frame, producing the greatest value to the District. ENGIE Services' qualifications align with the District's stated RFP requirements in the following ways:

ENGIE Services' team has executed more than \$80 million of Prop 39 services for more than twenty-five (25) K-14 school districts — covering 150 school sites — all of which are either completed or in development, design, or construction. ENGIE has completed and implemented Energy Expenditure Plans for other local districts such as Hartnell College, Foothill-De Anza Community College, East Side Union High School District, South San Francisco Unified School District, and Soledad Unified School District and Oakland Unified School District. All of their plans have been successfully approved by the California Energy Commission (CEC) and Division of the State Architect (DSA), and the project team assigned to the District project has extensive Prop 39 experience.

Working with the Alameda Building Trade Council, The Oakland Metropolitan Chamber of Commerce, The Minority Contractors Association, Oakland African American Chamber of Commerce, Hispanic Chamber of Commerce and numerous other local trade associations, ENGIE Services has a goal to deliver this project utilizing 100% local business enterprises with an additional objective of engaging over 30% small local business enterprises. Therefore, the Director of Energy and Sustainability, Vice Chancellor of General Services and Chancellor recommend this approval of this contract.

#### File Attachments

[Attachment #1 - ENGIE Agreement -2019-02-19 Peralta CCD Lighting Upgrade.pdf \(5,573 KB\)](#)

[Attachment #2 - ENGIE Resolution - 2019-02-20 RCSD - Energy Service Contract.pdf \(99 KB\)](#)

[Attachment #2a - Resolution posting at BOT.jpg \(43 KB\)](#)

[Attachment #2b-Oakland Tribune Advertisement.pdf \(28 KB\)](#)

[Attachment #2c-Advertisement Description.pdf \(19 KB\)](#)

[Attachment #3 - Exhibit A to the Energy Contribution and Savings.pdf \(74 KB\)](#)

[Attachment #4 - ENGIE's Scope of Work.pdf \(201 KB\)](#)

[Public Hearing Notice ENGIE.doc \(42 KB\)](#)

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*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. ACTION ITEMS**

### **Subject**

**10.1 Consider Approval of Resolution 18/19-49, Accept Bid and Award an Energy Conservation Service Contract to ENGIE Services for the College of Alameda LED Lighting Retrofit Project (included in RFQ/P 18-19 / 23), in the amount not-to-exceed \$1,105,450. Presenter: Vice Chancellor Ikharo and Director of Energy and Sustainability, Charles Neal**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

10. ACTION ITEMS

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Dollar Amount

\$1,105,450.00

Budgeted

Yes

Budget Source

California Proposition 39

Recommended Action

Approve an energy conservation service contract with ENGIE Services for the College of Alameda LED Lighting Retrofit Project (included in RFQ/P 18-19/23), in the amount not-to-exceed \$1,105,450.

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

In compliance with the Senate Bill 73 (SB 73), for the fiscal year 2013-14, the California Community College Chancellor's Office (CCCCO) received \$47 million under the Clean Energy Job Creation Fund for energy efficiency upgrades and clean energy installation. Peralta Community College District received \$1,658,748 from the CCCCCO to complete energy conservation projects. Since the fund allocation in 2013/2014, the District has used \$553,298 on sustainability and energy conservation projects. The District identified projects that can be encumbered by March, 2019, and estimate energy savings to be covered by the remaining funds.

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The OpTerra report was included in the District's 2017 Facilities and Sustainability Masterplan. This report identified over \$32 million dollars in energy efficiency and facility improvement projects, many maintenance related, if implemented would yield over \$38 million in savings over the life of the program. This report addressed this approved Prop 39 allocation, installing interior LED lighting at various District sites.

**Procurement:** In compliance with the Public Contract Codes, Section 20651, a formal Request for Qualifications and Proposal for bid was conducted for this project. A Notice to Bid for the project was advertised in newspaper publications of general circulation on Friday, December 28, 2018, and Friday, January 4, 2019. The bid opening was held on January 18, 2019. Post bid interviews were conducted by a committee of General Services' project managers for price and scope of work confirmation. A total of fifteen (15) firms were contacted on directly, by the District, on December 21 and invited to bid (See attachment #2, page 1). Through the Bay Area Builder's Exchange advertisement, numerous contractors viewed the RFQ/P (see attachment #2, pages 7 and 8). The District received one (1) response, submitted by ENGIE Services.

Additionally, since this project qualifies as an energy conservation project, Government Code 4217.10 et seq. provides authority to public agencies to select and contract with a qualified Energy services Company (ESCO), or other qualified design/build companies, to develop and construct energy efficiency, and alternative energy projects under a single contract. This procurement strategy allows the District to implement a maximum number of much needed energy efficiency and facility improvement projects in District facilities for the greatest savings in the shortest amount of time. In addition, the ESCOs will assume both technical and financial risk. The turn-key project would be firm fixed price (no change orders) and all savings will be guaranteed.

In compliance with the Government Code 4217, for this project, staff advertised this Resolution publicly 14 days in advance of this Board meeting. The RFP was advertised in the Oakland Tribune on December 28, 2018, and January 4, 2019 (Attachments #2b and #2c).

Gregory Coxson, P.E., a licensed California Professional Engineer, is the representative from ENGIE Services and the business has a current and active contractor's license in California with good standing.

**Company Location:**

500 12th Street suite 300

Oakland, CA 94607

(415) 735-9170

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

In compliance with this Resolution and energy conservation contract, ENGIE Services, as the Design-Builder, will provide turn-key design / build services, remove and replace interior existing lighting fixtures, and guarantee both technical and financial results. The project contract amount is based on a firm fixed price to include prevailing wage labor, materials, project labor agreement labor, taxes, freight, night and weekend work hours. There will be no change orders related to the proposed contract scope. This requested project value is part of the \$33 million District-wide Energy Efficiency and Proposition 39 Energy Expenditure Plan (EEP) Design/Implementation Services under RFQ/P:18-19/23).

To inform the Peralta's four (4) colleges, ENGIE delivered a classroom presentation titled "ECP 29 Data Analysis for Performance and Monitoring," pertaining to LED lighting retrofits.

Under this Resolution and as shown in the Agreement (**Attachment #1**), ENGIE scope of services will include but not limited to the following:

4. The Design-Builder (ENGIE), including designees, selected for contracting services shall be responsible for this turnkey project, procurement of materials and implementation of specified energy efficiency and capital improvement projects at the Project Sites per the approved District plan to:
  - e. Install new LED fixtures or LED retrofit kits, and controls;
  - f. Commission the new lighting equipment and control systems;
  - g. Replace up to inoperable motion sensors.
5. Provide and install new interior lighting fixtures and all labor, on-site supervision, project management, tools, and equipment required to complete the scope consistent with Attachment #3. The following is a summary of typical retrofits.
  - h. Interior Retrofits
    - v. **High Efficiency light emitting diode (LED) Upgrades** – where indicated, replace existing lights as indicated below and per the cost breakdown.
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      - Replace existing screw-in compact fluorescent (CFL), halogen, and incandescent lamps with new LED lamps or new LED fixtures.
    - vi. **Hi-Bay Fixture Upgrades** – where indicated, replace existing hi-bay, HID fixtures with new LED hi-bay fixtures, one for one per.
    - vii. **Lighting Controls** – Provide and install vacancy sensors.
    - viii. **Emergency Ballasts** – Provide and install new (101) emergency ballasts at existing locations.
6. ENGIE will obtain all required permits and DSA approval, where required, including close out with DSA once the project is completed.

### **Anticipated Completion Date:**

The anticipated completion date of construction is no later than June 28, 2019.

## **Evaluation and Recommended Action:**

ENGIE Services North America is an Oakland-based leader in energy efficiency, renewables, and infrastructure development for public and private agencies throughout California and across the United States. ENGIE Services is a wholly-owned subsidiary of ENGIE, the largest independent energy provider in the world, whose global footprint in 70 countries and over 150,000 employees worldwide.

ENGIE Services has 45 years of energy project experience and a streamlined project development, engineering, and construction delivery process that will deliver cost savings to District with optimal efficiency. ENGIE also bring the local experience, track record, financial longevity, and technical capabilities to perform the work at a firm fixed-price (no change orders) and within the most expedient time-frame, producing the greatest value to the District. ENGIE Services' qualifications align with the District's stated RFP requirements in the following ways:

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Working with the Alameda Building Trade Council, The Oakland Metropolitan Chamber of Commerce, The Minority Contractors Association, Oakland African American Chamber of Commerce, Hispanic Chamber of Commerce and numerous other local trade associations, ENGIE Services has a goal to deliver this project utilizing 100% local business enterprises with an additional objective of engaging over 30% small local business enterprises. Therefore, the Director of Energy and Sustainability, Vice Chancellor of General Services and Chancellor recommend this approval of this contract.

### File Attachments

[Attachment #1 - ENGIE Agreement -2019-02-19 Peralta CCD Lighting Upgrade.pdf \(5,573 KB\)](#)

[Attachment #2 - ENGIE Resolution - 2019-02-20 RCSD - Energy Service Contract.pdf \(99 KB\)](#)

[Attachment #2a - Resolution posting at BOT.jpg \(43 KB\)](#)

[Attachment #2b-Oakland Tribune Advertisement.pdf \(28 KB\)](#)

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[Attachment #4 - ENGIE's Scope of Work.pdf \(201 KB\)](#)

Public Hearing Notice ENGIE.doc (42 KB)

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**Subject**

**10.2 Consider Ratification of Amendment No. 2 to an Existing Contracted Services Agreement with PACIFIC COAST TRANE for the District-wide Scheduled Maintenance HVAC Repairs, Replacement Services and contract extension. Presenter: Vice Chancellor Ikharo**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

10. ACTION ITEMS

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Dollar Amount

\$56,483.00

Budgeted

Yes

Budget Source

State Funds (Fund 61)

Recommended Action

Ratify Amendment No. 2 to an Existing Contracted Services Agreement with PACIFIC COAST TRANE for the District wide Scheduled Maintenance HVAC Repairs, Replacement Services and contract extension until June 30, 2019, in the amount not-to-exceed \$56, 483.00

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.)**

A Professional Service Agreement between PACIFIC COAST TRANE and the PERALTA COMMUNITY COLLEGE DISTRICT was initiated on 12/19/16 for District wide scheduled maintenance HVAC repairs, replacement, and

services. The contract amount was \$295,543.00, and the completion date for such services was 6/30/17. An amendment to the agreement was initiated on 6/14/17 as additional scope was added specifically addressing negative air pressure at Laney College (Bistro Restaurant) Building E and repairing the water source heat pump system boiler at the District Administration Center. The project was completed on 6/30/18. During that time two urgent items were addressed thus increasing the scope of work yet again, and requiring a final extension to the time of completion. Each urgent project is noted below in more detail.

The first urgent repair was required at the Student Center at Laney College. The motor for supply fan no. 2 located on the fourth floor mechanical space failed and required replacement. Pacific Coast Trane installed the motor provided by the District in order to supply Air Conditioning to the students and staff that utilizes the building. This occurred during labor day weekend of 2017 when the temperature was in excess of 90 degrees. Once the work was completed the building received adequate cooling for the building occupants thus improving their physical environment.

Secondly, due to the sudden and complete failure of the boiler unit located on the roof at the District Administration Center (DAC), replacement was needed on an urgent basis to provide heat to the building. This work was an urgent transaction due to the health and safety of the building occupants. Part of Pacific Coast Trane's original project scope was to perform repairs on said boiler. Within the timeframe of project the boiler failed completely resulting in additional cost for a full replacement. This work was performed during Winter Break in December/January of 2017/18 while the building was unoccupied.

Both additional scope items performed on an urgent basis have been completed and payment is due to the contractor. The completion date of the contract has been extended as work from the original contract is not yet complete. One item remains to be performed at the Aviation campus.

Contract/Agreement	Dollar Amount	Time Extension	Board Approval
Original Agreement	\$295,543.00	N/A	12/13/16
Amendment No. 1	\$ 98,772.00	365 days	6/13/17
Amendment No. 2	\$ 56,483.00	274 days	2/26/19
<b>CONTRACT TOTAL</b>	<b>\$450,798.00</b>		

Pacific Coast Trane is the Mechanical Contractor and presently is working on various projects for Peralta Community College District. They are completing work at Merritt, Laney, and the College of Alameda.

Contact Information:

1343 Redwood Way,

Petaluma, CA 94954

707-992-3900

President of Company is: Donald S. Druyanoff P.E.

[www.pacificcoasttrane.com](http://www.pacificcoasttrane.com)

**Deliverables and Scope of Work:**

The scope of work included the following:

**Student Center (Laney)** – replaced motor for supply fan no. 2 located in fourth floor mechanical space with motor provided by Owner; removed old sheave for reuse; clean, lube, and installed on new motor; aligned pulleys and installed new belts supplied by Owner; fasten motor mounts and terminate motor heads; check electrical bypass on VFD; diagnosed bypass repaired wiring and rewire as necessary; restart and ensure supply fan no. 2 is fully operational.

**District Administration Building (DAC)** - replaced the rooftop boiler with new boiler equal in size and capacity; provided and replaced HHW loop expansion tank; reused existing boiler system components, chemical treatment system, air separators, and air bleeds; crane rig and hoist existing boiler from roof and new boiler to roof; provided mechanical and electrical disconnection of existing boiler and reconnection of new boiler; install new associated piping; and startup and troubleshoot as necessary.

**Anticipated Completion Date:**

June 30, 2019 to complete the original scope of work.

**Evaluation and Recommended Action:**

The Facilities Project Manager, Director of Capital Projects and Facilities, Director of Finance and Administration, and Chancellor recommend ratification of Amendment No. 2 to an Existing Contracted Services Agreement with PACIFIC COAST TRANE for the Districtwide Scheduled Maintenance HVAC Repairs, Replacement, and Services.

**File Attachments**

[Amendment #2 Trane DW mechanical repairs.pdf \(833 KB\)](#)

[Pacific Coast Trane-Exec Amendment #1-\\$98772.pdf \(1,138 KB\)](#)

[Pacific Coast Trane-Exec Agreement-\\$295543.pdf \(4,015 KB\)](#)

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**Subject**

**10.3 Consider Ratification of Change Order #1/Amendment #1 with Lincoln Aquatics for the Laney College Pools Lateral Replacement Project, in the amount not-to-exceed \$2,350. Presenter: Vice Chancellor Ikharo.**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

10. ACTION ITEMS

Access

Public

Type

Action (Consent)

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Fiscal Impact

Yes

Dollar Amount



\$2,350.00

Budgeted

Yes

Budget Source

General Fund

Recommended Action

Ratify Change Order #1/Amendment #1 with Lincoln Aquatics for the Laney College Pools Lateral Replacement Project, in the amount not-to-exceed \$2,350.

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

Laney Pools were in dire need of lateral replacements and removal of sand from both the competition and training pools. Thus far, Lincoln Aquatics has provided labor and material to install equipment at the Laney College Pool and training pool; required laterals as specified in plans and specifications. Lincoln Aquatics contract in the amount \$24,940.30 did not require Board Approval since the amount did not exceed the District's procurement threshold of \$25,000.

In the 2018/2019 fiscal year, Lincoln Aquatics' contract history breakdown is as follows:

<b>Contract History</b>		
Description	Amounts	Board Approval
1.Original Contract – Laney College Pool Laterals Repairs and Replacement	\$24,940.30	Not Required
Change Order #1 / Amendment #1 (Attachment 1)	\$2350.00	Seeking approval
<b>Total Contract Amount:</b>	<b>\$27,290.30</b>	

Pool Corp is the owner of the Lincoln Aquatics, located in Concord, California. The vendor has worked with the District in the past and has provided satisfactory service.

**Company Location:**

2051 Commerce Ave.

Concord, CA 94520.

925-687-9500.

[www.lincolnaquatics.com](http://www.lincolnaquatics.com)

**Deliverables and Scope of Work:**

Change Order #1/Amendment #1 in the amount of \$2,350.00 was for additional personnel resources to remove the excessive sand, debris and clay materials from the bottom of each pool that the vendor did not anticipate spending more than 1-day to perform this work. Instead, it required 3-days to complete. Therefore, this change order was deemed justified. The project was scheduled for completion on February 1, 2019, but due to unforeseen conditions of the pools excessive sand, debris and clay materials made it difficult to complete this task in 1-day duration instead it required 3-days of work.

Approval to accept this additional work for the pools in Change Order #1/Amendment #1 is recommended by the Chancellor.

**Anticipated Completion Date:**

The initial scope of work and change order #1 have been completed as of February 5, 2019.

**Evaluation and Recommended Action:**

The Facilities Project Manager, Director of Finance and Administration, and Chancellor recommend approval of this Change Order #1/Amendment #1

File Attachments

[Attachment #1-Lincoln Aquatics Amend #1 & CO #1.pdf \(577 KB\)](#)

[Attachment #2-Lincoln Aquatics-Exec Agreement-\\$24,940.30.pdf \(1,579 KB\)](#)

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**Subject**

**10.4 Consider Approval of Resolution 18/19-50 Declaring Results and Certifying Proceedings of Parcel Tax Election and Establishing the Citizens' Oversight Committee.  
Presenter: Chancellor Laguerre**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

10. ACTION ITEMS

Access

Public

Type

Action

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Recommended Action

Approve Resolution 18/19-XX Declaring Results and Certifying Proceedings of Parcel Tax Election and Appointing the Parcel Tax Citizens' Oversight Committee.

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

On November 6, 2018, the voters of the District approved the District's Parcel Tax election (the "Election") authorizing the District to impose special taxes, other than *ad valorem* taxes, on real property within the District. The Registrar of Voters for the County of Alameda certified the results in the attached statement of results of the election ("Statement of Election Results").

Approval of this resolution is requested pursuant to California Education Code Section 15274, which requires the governing board to declare the results of the Election as true and enter the results into its minutes and certify to the Board of Supervisors of the County of Alameda all proceedings had for the authorization of a parcel tax of the District. This resolution also establishes and appoints the citizens' oversight committee (the "Committee") and approves the Committee's policies and procedures.

**Evaluation and Recommended Action:**

The Chancellor recommends approval.

File Attachments

[Resolution Declaring Election Results for Parcel Tax \(November 2018\) - Peralta CCD 20190219.pdf \(229 KB\)](#)

[Statement of Vote - Alameda County \(Nov. 2018\).pdf \(355 KB\)](#)

**Subject**

**10.5 Consider Approval of Resolution 18/19-51 Declaring Results and Certifying Proceedings of the School Bond Election and Establishing the Citizens' Oversight Committee. Presenter: Chancellor Laguerre**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

10. ACTION ITEMS

Access

Public

Type

Action

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019

Recommended Action

Approve Resolution 18/19-51 Declaring Results and Certifying Proceedings of the School Bond Election and Appointing the Citizens' Oversight Committee.

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

On November 6, 2018, voters approved the District's School Bond Measure G ("Measure G") authorizing the District to issue up to \$800 million in general obligation bonds. The Registrar of Voters for the County of Alameda certified the results in the attached statement of results of the election ("Statement of Election Results").

Approval of this resolution is requested pursuant to California Education Code Section 15274, which requires the governing board to declare the results of the Election as true and enter the results into its minutes and certify to the Board of Supervisors of the County of Alameda all proceedings had for the authorization of a bond issuance by the District. This resolution also establishes and appoints the citizens' oversight committee (the "Committee") and approves the Committee's policies and procedures.

**Evaluation and Recommended Action:**

The Chancellor recommends approval.

File Attachments

[Resolution Declaring Election Results for Bond Measure \(November 2018\) - Peralta CCD 20190219.pdf \(282 KB\)](#)

[Statement of Election Results \(November 2018\) - Peralta CCD.pdf \(36,257 KB\)](#)

**Subject**

**10.6 Consider Approval of Final Reading on Proposed Board Policies. Presenter: Chancellor Laguerre**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

10. ACTION ITEMS

Access

Public

Type

Action

Preferred Date

Feb 05, 2019

Absolute Date

Feb 05, 2019

Fiscal Impact

No

**Background/Analysis:**

The Board will conduct a final reading of the Board Policies.

- **BP 3410 Nondiscrimination** - This policy was updated to add legal citation Labor Code Section 1197.5 (Equal Pay Act). AB 46 extended the Equal Pay Act to public employers and prohibits sex, race, and ethnicity-based wage differentials.
- **BP 4220 Standards of Scholarship** – This policy was updated to include legal citations Title 5 Sections 51002 and 55050 et seq.
- **BP 4250 Probation, Dismissal, and Readmission** – This policy was updated to remove legal citation Title 5 Section 55030, which was repealed.
- **BP 7310 Nepotism** – This policy was updated to add registered domestic partner to the definition of “immediate family.”
- **BP 2315 Closed Sessions** – This policy was updated to add a citation to Government Code Section 54957.1.
- **BP 2330 Quorum and Voting** – This policy was updated to add the requirement from Education Code Section 15266 for a 2/3 majority vote by all members of the Board for a resolution to pursue the authorization and issuance of bonds pursuant to paragraph (3) of subdivision (b) of Section 1 of Article XIII A of the California Constitution and subdivision (b) of Section 18 of Article XVI of the California Constitution
- **BP 2720 Communications Among Board Members** – This policy was updated to reflect the language of Government Code Section 54952.2 that prohibits Board Members from using any form of communication to discuss, deliberate, or take action on any item that is within the subject matter jurisdiction of the Board. While this is an existing CCLC policy, it will be new for Peralta.
- **BP 2740 Board of Trustees Education** – This policy was locally updated to provide additional information regarding board education. This type of detail is common in board policies at other California Community College District.
- **BP 3550 Drug Free Environment and Drug Prevention Program** – This policy was updated to reflect new legal citations for the Drug Free Schools and Communities Act and the Drug Free Workplace Act.
- **BP 3900 Speech: Time, Place, and Manner** – This policy was updated to reflect recent court decisions and trends.
- **BP 4100 Graduation Requirements for Degrees and Certificates** – This policy was updated to reflect an amendment to Title 5 Section 55070 regarding the number of units required for a certificate of achievement.
- **BP 6750 Parking** – This policy was updated to add Vehicle Code Section 40220.

File Attachments

[BP 3410 Nondiscrimination.doc \(30 KB\)](#)

[BP 4220 Standards of Scholarship.doc \(26 KB\)](#)

[BP 4250 Probation Dismissal and Readmission.doc \(28 KB\)](#)

[BP 7310 Nepotism.docx \(14 KB\)](#)

[BP 2315 Closed Sessions.docx \(21 KB\)](#)

[BP 2330 Quorum Voting.docx \(22 KB\)](#)

[BP 2720 Communications Among Board Members.doc \(29 KB\)](#)

[BP 2740 Board of Trustees Education \(rev 3\).doc \(36 KB\)](#)

[BP 3550 Drug Free Environment and Drug Prevention Program.doc \(30 KB\)](#)

[BP 3900 Speech Time Place and Manner.docx \(25 KB\)](#)

[BP 4100 Graduation Requirements for Degrees and Certificates.doc \(28 KB\)](#)

[BP 6750 Parking \(1\).doc \(30 KB\)](#)

**Subject**

**10.7 Consider Approval of the Planning and Budget Integration Model Annual Integrated Planning Calendar for Fiscal Year 2019-20. Presenter: Vice Chancellor Johnson**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

10. ACTION ITEMS

Access

Public

Type

Action

Preferred Date

Feb 26, 2019

Absolute Date

Feb 26, 2019



## Recommended Action

Consider Approval of the Fiscal Year 2019-20 Planning and Budget Integration Model Annual Integrated Planning Calendar.

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

Consider Approval of the Fiscal Year 2019-20 Planning and Budget Integration Model Annual Integrated Planning Calendar, previously referred to as the Budget Development Calendar. The annual integrated planning calendar has been created in accordance with Board Policy 6200 and Administrative Procedure 6200, gone through the shared governance process, and is now being presented to the Board of Trustees for review and approval.

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

N/A

### **Anticipated Completion Date:**

N/A

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

The Chancellor recommends approval.

File Attachments

[2019-20 Planning And Budget Integration Model Annual Integrated Planning Calendar.docx \(63 KB\)](#)

[Budget Process Timeline BOT 02-26-2019.pdf \(192 KB\)](#)

## **11. REPORTS**

### **Subject**

#### **11.1 Board of Trustees' Reports**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

11. REPORTS

Access

Public

Type

Information

## **12. ANNOUNCEMENTS**

## **13. ADJOURNMENT**

### **Subject**

#### **13.1 Meeting Adjournment**

Meeting

Feb 26, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Category

13. ADJOURNMENT

Access

Public

Type

Action

Recommended Action

Meeting adjourned at