



## **REGULAR MEETING OF THE BOARD OF TRUSTEES (Tuesday, January 22, 2019)**

### **Members present**

Student Trustee Nick Galan, Student Trustee Aisha Jordan, Bill Withrow, Julina Bonilla, Linda Handy, Karen Weinstein, Meredith Brown, Nicky Gonzalez Yuen, Cindi Napoli-Abella Reiss

### **Meeting called to order at 2:53 PM**

#### **1. CLOSED SESSION**

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

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

Information: 1.5 Conference with Legal Counsel, Multiple Cases: (Government Code § 54956.9)

## 2. OPEN SESSION

Procedural: 2.1 Call to Order

Procedural: 2.2 Pledge of Allegiance

Procedural: 2.3 Roll Call

Present: Student Trustee Nick Galan and Student Trustee Aisha Jordan

Information: 2.4 Report of Action Taken in Closed Session

No Report

Action: 2.5 Approval of the Agenda

Yea: Student Trustee Nick Galan

Yea: Student Trustee Aisha Jordan

Motion to approve the agenda

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

Final Resolution: Motion Carries

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

Not Present at Vote: Linda Handy

Action: 2.6 Approval of the Minutes

Yea: Student Trustee Galan

Yea: Student Trustee Jordan

Motion to approve the January 8, 2019 Board Minutes with the amendment to add the nature of the public comments.

Motion by Bill Withrow, second by Meredith Brown.

Final Resolution: Motion Carries

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

Not Present at Vote: Linda Handy

Information: 2.7 Associated Student Government Reports

Associated Student Reports were provided by student representatives from College of Alameda, Merritt College, Laney College and Berkeley City College.

Information: 2.8 Peralta Classified Senate Report

Peralta Classified Senate report shared by Terrence Fisher.

Information: 2.9 District Academic Senate Report

District Academic Senate Report given by Donald Moore, District Academic Senate President

Information: 2.10 Public Communication

No public communication.

Information: 2.11 Chancellor's Reports

Laney College President Gilkerson announced there will be a recognition ceremony for the Laney College Eagles CCCAA Football State Champions on Tuesday, February 5th.

Chancellor Laguerre presented the Measure G Presentation.

Trustee Gonzalez Yuen commented that facilities work is separated from the campuses and wants to make sure we have close coordination with campuses and have people feel supported.

Trustee Reiss again asked for a status project update on Measure A and Measure E and asked about the internal mechanisms.

Student Trustee Jordan suggested we use the facility master plan as a resource.

Trustee Weinstein asked for a calendar so the Board would know when to expect items.

Chancellor Laguerre plans to have a bond update at every board meeting.

Trustee Bonilla says an implementation plan is missing and having a staffing analysis would be helpful.

### 3. PRESENTATIONS

Information: 3.1 Budget 2018-19 Amendment Presentation. Presenter: Budget Director Ahmed  
Trustee Gonzalez Yuen asked about the liability insurance

Trustee Reiss asked for clarification on the annual revenue contribution for OPEB.

Trustee Gonzalez Yuen asked for clarification on the 4.3 million audit adjustment. Was it one  
thing or a bunch of small things that caused the adjustment?

Information: 3.2 Peralta Community College District's June 30, 2018 Annual Audit Report.  
Presenter: Vavrinek, Trine, Day & Co., LLP (VTD)

Information: 3.3 Information Technology One Peralta Report. Presenter: Vice Chancellor Lam

#### 4. CONSENT CALENDAR - BOARD MATTERS

Action (Consent): 4.1 Consider Approval of Out of State Travel pursuant to Board Policy 7400.

Presenter: Chancellor Laguerre

Yea: Student Trustee Galan

Yea: Student Trustee Jordan

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

Motion to Approve Consent Agenda Items 4.1, 5.1, 6.1, 6.2, 7.1 & 8.1

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

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

#### 5. CONSENT CALENDAR - ACADEMIC AFFAIRS

Action (Consent): 5.1 Consider Approval of Agreement with Educational Student Tours to  
arrange participation in the 2019 HBCU Tour for Umoja students district-wide in the amount of  
\$65,762.00; presented by Vice Chancellor Brown

Resolution: Approve agreement with Educational Student Tours to arrange participation in the  
2019 HBCU Tour for Umoja students District-wide in the amount of \$65,762.00.

Motion to Approve Consent Agenda Items 4.1, 5.1, 6.1, 6.2, 7.1 & 8.1

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

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

## 6. CONSENT CALENDAR - FINANCE

Action (Consent): 6.1 Consider Approval of Resolution# 18/19-46 for 2019-20 Nonresident Tuition Fees. Presenter: Vice Chancellor Johnson

Resolution: Approve Resolution# 18/19-46 for nonresident tuition fee of \$265.00 per semester unit to be effective July 1, 2019.

Motion to Approve Consent Agenda Items 4.1, 5.1, 6.1, 6.2, 7.1 & 8.1

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

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

Action (Consent): 6.2 Consider Approval of Resolution# 18/19-45 for 2019-20 Nonresident Capital Outlay Fee - Presented by: Vice Chancellor Johnson

Resolution: Approve Resolution# 18/19-45 for Capital Outlay fee of \$7 per semester unit to be effective July 1, 2019.

Motion to Approve Consent Agenda Items 4.1, 5.1, 6.1, 6.2, 7.1 & 8.1

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

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

## 7. CONSENT CALENDAR - FACILITIES

Action (Consent): 7.1 Consider Approval of Contract with JPB Design, Inc. for Renovations of Laney Childcare Center RFP 18-19/13 in the amount of \$170,000. Presenter: Vice Chancellor Jason Cifra and Director Lynch McMahon

Resolution: Approve the contract for JPB DESIGN, Inc. in the amount of \$170,000 for modernization and repair work at Laney Childcare Center.

Motion to Approve Consent Agenda Items 4.1, 5.1, 6.1, 6.2, 7.1 & 8.1

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

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

## 8. CONSENT CALENDAR - HUMAN RESOURCES

Action (Consent): 8.1 Consider Approval of Short-term Assignments  
Motion to Approve Consent Agenda Items 4.1, 5.1, 6.1, 6.2, 7.1 & 8.1

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

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

## 9. ACTION ITEMS

Action: 9.1 Consider Approval of CEQA Consulting Services for Amy Skews Cox Environmental Planning Consultant for \$85,053 Merritt College Childcare Center. Presenter Director McMahon

Yea: Student Trustee Galan

Yea: Student Trustee Jordan

Motion to approve Action Items 9.1, 9.3 & 9.4.

Motion by Bill Withrow, second by Nicky Gonzalez Yuen.

Final Resolution: Motion Carries

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

Action: 9.2 Consider Approval of Contract for Architectural Services for AE3 Partners, Inc. for the Merritt Childcare Center in the amount of \$1,159,739. Presentor: Director Lynch McMahon

Yea: Student Trustee Galan

Yea: Student Trustee Jordan

Motion to Approve contract for AE3 Partners in the amount of \$1,159,739 for architectural services for the Merritt Childcare Center.

Motion by Bill Withrow, second by Meredith Brown.

Final Resolution: Motion Carries

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

Action: 9.3 Consider Ratification of the contract with Vavrinek Trine Day & Co., LLP (VTD)  
Contract Presenter: Vice Chancellor Johnson

Yea: Student Trustee Galan

Yea: Student Trustee Jordan

Motion to approve Action Items 9.1, 9.3 & 9.4.

Motion by Bill Withrow, second by Nicky Gonzalez Yuen.

Final Resolution: Motion Carries

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

Action: 9.4 Consider Acceptance of the Peralta Community College District's June 30, 2018 Annual Audit Report - Presented by: Vice Chancellor Johnson

Yea: Student Trustee Galan

Yea: Student Trustee Jordan

Motion to approve Action Items 9.1, 9.3 & 9.4.

Motion by Bill Withrow, second by Nicky Gonzalez Yuen.

Final Resolution: Motion Carries

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

Action: 9.5 Consider Approval of Resolution 18/19-42 Regarding Constitution, Membership, And Duties of Bond and Parcel Tax Measures Oversight Committees. Presenter: Chancellor Laguerre

Yea: Student Trustee Galan

Yea: Student Trustee Jordan

Motion to Approve Resolution 18/19-42 Regarding Constitution, Membership, And Duties of Measure Oversight Committees with an amendment to bring back a fully vetted implementation plan and reference to board policies coming back to the March board meeting.

Motion by Karen Weinstein, second by Nicky Gonzalez Yuen.

Final Resolution: Motion Carries

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

Action: 9.6 Consider authorizing Vice President Weinstein to work with the representative firm Ackerman to draft a letter on behalf of the Peralta Board of Trustees to Education Secretary Betsy Devos opposing changes proposed in Title IX regulations as they would roll back advances made so far to ensure protections for students from gender discrimination or sexual harassment. Presenter: Trustee Weinstein

Yea: Student Trustee Galan

Yea: Student Trustee Jordan

Motion to authorize Vice President Weinstein to work with the representative firm Ackerman to draft a letter on behalf of the Peralta Board of Trustees to Education Secretary Betsy DeVos opposing changes proposed in Title IX regulations as they would roll back advances made so far to ensure protections for students from gender discrimination or sexual harassment.

Motion by Nicky Gonzalez Yuen, second by Bill Withrow.

Final Resolution: Motion Carries

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

Abstain: Linda Handy

## 10. INFORMATIONAL ITEMS

### 11. REPORTS

Information: 11.1 Board of Trustees' Reports

### 12. ANNOUNCEMENTS

### 13. ADJOURNMENT

Action: 13.1 Meeting Adjournment

Meeting adjourned at 10:59 a.m.