



Tuesday, January 7, 2020
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

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

1. CLOSED SESSION

Subject

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

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Information

1. CLOSED SESSION

Subject

1.2 Public Employee Appointment (Government Code Section 54957)

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Information

1. CLOSED SESSION

Subject

1.3 Public Employee Discipline/Dismissal/Release

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

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.

1. CLOSED SESSION

Subject

1.4 Public Employee Evaluation

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

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.

1. CLOSED SESSION

Subject

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

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Information

- 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.
- Herrera v. Peralta Community College District et.al, Alameda Superior Court case no. RG18932402
- Conference with Legal Counsel, Anticipated/Potential Litigation (54956.9(b)-(c)) (2 cases).

2. OPEN SESSION

Subject

2.1 Call to Order

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Procedural

2. OPEN SESSION

Subject

2.2 Pledge of Allegiance

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Procedural

2. OPEN SESSION

Subject

2.3 Roll Call

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Procedural

2. OPEN SESSION

Subject

2.4 Annual Organizational Meeting

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action, Information

Preferred Date

Jan 07, 2020

Fiscal Impact

No

- Election of President of the Board of Trustees, 2020
- Election of Vice-President of the Board of Trustees, 2020

2. OPEN SESSION

Subject

2.5 Report of Action Taken in Closed Session

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Information

2. OPEN SESSION

Subject

2.6 Approval of the Agenda

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Recommended Action

Recommend Approval of the January 7, 2020 Board agenda

2. OPEN SESSION

Subject

2.7 Approval of the Minutes

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action, Minutes

Preferred Date

Dec 17, 2019

Absolute Date

Dec 17, 2019

Fiscal Impact

No

Budgeted

No

Recommended Action

Motion to approve the December 17, 2019 Board Minutes.

Minutes

[View Minutes for Dec 10, 2019 - REGULAR MEETING OF THE BOARD OF TRUSTEES](#)

2. OPEN SESSION

Subject

2.8 Associated Student Government Reports

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Information

2. OPEN SESSION

Subject

2.9 Peralta Classified Senate Report

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Information

2. OPEN SESSION

Subject

2.10 District Academic Senate Report

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Information

2. OPEN SESSION

Subject

2.11 Public Communication

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

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/>

2. OPEN SESSION

Subject

2.12 Chancellor's Reports

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Information

- Enrollment Report
- College Reports

3. CONSENT CALENDAR - BOARD MATTERS

Subject

3.1 Consider Approval of Out of State Travel pursuant to Board Policy 7400. Presenter: Chancellor Stanback Stroud

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Budgeted

Yes

Recommended Action

Approve Out of State Travel pursuant to Board Policy 7400.

Background/Analysis:

Name	Travel Location	Dates
Tomas Moniz	San Antonio, TX - Association of Writers and Publishers	March 4, 2020
Didem Ekici	Tucson, AZ - Seventh International Conference on the Development and Assessment of Intercultural Competence.	January 23, 2020
Diana Bajrami	New Orleans, LA - Symposium on Economics Teaching	January 23, 2020
Brielle Plump	Denver, CO - Western States Communication Conference	February 23, 2020
Carla Pegues	Minneapolis, MN - American Dental Education Association Program Directors Conference	June 5, 2020
Shemila Johnson	Baltimore, MD - 2020 Coalition on Adult Basic Education Conference	April 4, 2020
Amany Elmasry	Philadelphia, PA - Alliance 2020	March 28, 2020
Alejandro Wolbert Perez	Seattle, WA - National Association for Chicano Studies National Conference 2019	April 14, 2020
Annie Liu	Ho Chi Minh, Da Nang, Vietnam - Access American Education Spring Fair & Partner Visits in Vietnam	February 23, 2020

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

Recommend Approval

File Attachments

Out of State Travel - 1.07.20.pdf (2,128 KB)

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

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

3. CONSENT CALENDAR - BOARD MATTERS

Subject

3.2 Consider Ratification of Out of State Travel pursuant to Board Policy 7400. Presenter: Chancellor Stanback Stroud

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Budgeted

Yes

Recommended Action

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

Name	Travel Location	Dates
Dowell Standley	Washington, DC - 49th Annual Legislative Conference (Congressional Black Caucus)	September 9, 2019 - S
Romina Contreras	Washington, DC - 49th Annual Legislative Conference (Congressional Black Caucus)	September 9, 2019 - S
Danny Nguyen	Hanoi, Vietnam - Southeast Asia Dance Workshop	January 2, 2020 - Jan

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

File Attachments

Out of State Travel Ratification - 1.07.20.pdf (774 KB)

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

a specific item be removed from the Consent Calendar for action and a separate vote. Public comment on Consent Calendar items from anyone completing a card will be heard prior to the Board's vote on the Consent Calendar. All Board approved contracts are subject to final negotiation and execution by the Chancellor.

4. CONSENT CALENDAR - CHANCELLOR'S OFFICE

Subject

4.1 Consider Ratification of a contract in the amount of \$100,286 with Warden Legal to complete and oversee investigations for designated complaints. Presenter: Chancellor Stanback Stroud
Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Dollar Amount

\$100,286.00

Budgeted

Yes

Budget Source

General Funds

Recommended Action

Ratify a contract in the amount of \$100,286 with Warden Legal to complete and oversee investigations for designated complaints.

TO: Members of the Board of Trustees

FROM: Dr. Regina Stanback Stroud, Chancellor

PREPARED BY: Dr. Regina Stanback Stroud

ESTABLISH CONTRACT SERVICES FOR LEGAL OVERSIGHT AND INVESTIGATION

BACKGROUND/ANALYSIS:

PCCD has a number of legal matters that require the implementation of investigative processes beyond those overseen by Human Resources Department. A request for a quotation for services to oversee and complete the process for some designated complaints was submitted to 5 firms. Four responses were received.

- Eugene Whitlock, J.D.
- Delisle Warden of Warden legal
- Namita Brown of Fagen, Freidman and Fulfrost
- Vincent Tong of Tong Law

The summary of the quotations is attached. Tong Law did not provide a quotation, indicating they did not provide the type of services requested. Warden Legal provided the most comprehensive and most economically competitive quotation. Because this vendor has worked with PCCD in the past, this request is classified as a ratification. The work of this contract has not been started and will only start with board approval. The process of seeking proposals has been completed and was not bypassed despite this being a ratification.

DELIVERABLES AND SCOPE OF WORK:

- Oversee and complete the investigation processes for specified complaints
- Execute further evaluation of Legal affairs practices

ANTICIPATED COMPLETION DATE:

January 13, 2020 - June 30, 2020 (Monday-Friday)

EVALUATION AND RECOMMENDED ACTION:

The Chancellor recommends the board approve the attached Contract for legal services.

The Chancellor has evaluated the deliverables to date for Warden Legal and found them to be satisfactory.

File Attachments

Quotations for Legal Services (3).pdf (411 KB)

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

4. CONSENT CALENDAR - CHANCELLOR'S OFFICE

Subject

4.2 Consider Approval of First Reading on Proposed Board Policies. Presenter: Chancellor Stanback Stroud Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2019

Absolute Date

Jan 07, 2019

Fiscal Impact

No

Recommended Action

Approve First Reading on Board Policy 6330 & Board Policy 6340

Background/Analysis:

The Board will conduct a first reading of the Board Policies. The following policies are presented for review and will return to a future Board meeting for adoption.

- **BP 6330 Purchasing** - This policy was last updated in 2015.
- **BP 6340 Bids and Contracts** – This policy was last updated in 2017.

File Attachments

BP 6330 Purchasing.pdf (47 KB)

BP 6340 Bids and Contracts.pdf (58 KB)

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

5. CONSENT CALENDAR - ACADEMIC AFFAIRS

Subject

5.1 Consider Approval of a Contract Revision and extension in the amount of \$17,000 with Terry Watson to continue providing Math tutoring coordination services to Gateway to College. Presenter: President Gilkerson Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Budgeted

Yes

Budget Source

Gateway to College program

Recommended Action

Approve a Contract Revision and extension in the amount of \$17,000 with Terry Watson to continue providing Math tutoring coordination services to Gateway to College.

Background/Analysis:

Terry Watson has served student in the Gateway to College program for several terms and is now providing support and coordination for the Math tutoring component. In the absence of both a program director and a dedicated counselor, he provided services to the program above and beyond the initial expectations, and with no director an aspect of the deliverables detailed below were unrealizable. Thus the initial contract for the Fall 2019 term did not provide adequate time for completion or compensation for services that were actually rendered. This is a request to retroactively increase his compensation. Additionally, this is a request to extend his contract through the Spring 2020 term. The initial contract dollar value was \$13,000.00; if approved he will receive an additional \$17,000.00 for an annual total of \$30,000.00. Please see below for initial, extended and total values for this contract:

Contract Value Fall 2019	Contract Value Spring 2020	Total Value FY 19-20
\$13,000.00	\$17,000.00	\$30,000.00

Deliverables and Scope of Work:

Work with the program director to develop and implement a comprehensive tutoring model aligned with the gateway to College National model

Develop and maintain a student contact/intervention database

Anticipated Completion Date:

5/30/2020

Evaluation and Recommended Action:

The Laney College Enrollment Services Department has evaluated the deliverables to date for Terry Watson and found them to be satisfactory.

The Chancellor recommends approval.

File Attachments

icc_t.watson_extension.pdf (921 KB)

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

5. CONSENT CALENDAR - ACADEMIC AFFAIRS

Subject

5.2 Consider Approval of a Contract Revision and extension in the amount of \$17,000 with Patricia Ong to continue providing Student Retention services to Gateway to College. Presenter: President Gilkerson
Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Recommended Action

Approve a Contract Revision and extension in the amount of \$17,000 with Patricia Ong to continue providing Student Retention services to Gateway to College.

Background/Analysis:

Patricia Ong has served student in the Gateway to College program for several terms and is now providing support and coordination for the student retention and persistence component. In the absence of both a program director and a dedicated counselor, she provided services to the program above and beyond the initial expectations, and with no director an aspect of the deliverables detailed below were unrealizable. Thus the initial contract for the Fall 2019 term did not provide adequate time for completion or compensation for services that were actually rendered. This is a request to retroactively increase her compensation. Additionally, this is a request to extend her contract through the Spring 2020 term. The initial contract dollar value was \$13,000.00; if approved she will receive an additional \$17,000.00 for an annual total of \$30,000.00. See summary of initial, additional, and total values below:

Contract Value Fall 2019	Contract Value Spring 2020	Total Value FY19-20
\$13,000.00	\$17,000.00	\$30,000.00

Deliverables and Scope of Work:

Work with the program director to develop and implement a retention/success support structure aligned with the Gateway to College National model.

Develop a student contact/intervention database

Conduct 2 (two) study groups per week to ensure identification of satisfactory academic progress and any interventions needed

Anticipated Completion Date:

5/30/2020

Evaluation and Recommended Action:

The Laney College Enrollment Services Department has evaluated the deliverables to date for Patricia Ong and found them to be satisfactory.

The Chancellor recommends approval.

File Attachments

icc_p.ong_extension.pdf (651 KB)

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

5. CONSENT CALENDAR - ACADEMIC AFFAIRS

Subject

5.3 Consider Approval of a Contract Revision and extension in the amount of \$17,000 with Marissa Cruz to continue providing English tutoring coordination services to Gateway to College. Presenter: President Gilkerson Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Recommended Action

Approve a Contract Revision and extension in the amount of \$17,000 with Marissa Cruz to continue providing English tutoring coordination services to Gateway to College.

Background/Analysis:

Marissa Cruz has served student in the Gateway to College program for several terms and is now providing support and coordination for the English tutoring component. In the absence of both a program director and a dedicated counselor, he provided services to the program above and beyond the initial expectations, and with no director an aspect of the deliverables detailed below were unrealizable. Thus the initial contract for the Fall 2019 term did not provide adequate time for completion or compensation for services that were actually

rendered. This is a request to retroactively increase his compensation. Additionally, this is a request to extend his contract through the Spring 2020 term. The initial contract dollar value was \$13,000.00; if approved he will receive an additional \$17,000.00 for an annual total of \$30,000.00. Please see below for a summary table of initial, extended, and total values:

Contract Value Fall 2019	Contract Value Spring 2020	Total Value FY19-20
\$13,000.00	\$17,000.00	\$30,000.00

Deliverables and Scope of Work:

Work with the program director to develop and implement a comprehensive tutoring model aligned with the Gateway to College National model

Develop and maintain a student contact/intervention database

Anticipated Completion Date:

5/30/19

Evaluation and Recommended Action:

The Laney College Enrollment Services Department has evaluated the deliverables to date for Marissa Cruz and found them to be satisfactory.

The Chancellor recommends approval.

File Attachments

[icc_m.cruz_extension.pdf \(931 KB\)](#)

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

6. CONSENT CALENDAR - FACILITIES

Subject

6.1 Consider Approval of Change Order No. 1 to the May 28, 2019, Contract with J.H. Fitzmaurice, Inc., to deduct \$466.34 from the Laney College Music Room & Swimming Pool American with Disability Act (ADA) Modification Project and Extend the Contract Completion Date to February 29, 2020 Presenter: Vice Chancellor Sata Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Budgeted

Yes

Budget Source

Measure A

Recommended Action

Approve Change Order No. 1 to the May 2019 Contract with J.H. Fitzmaurice, Inc., to Deduct \$466.34 from the Laney College Music Room & Swimming Pool ADA Modification Project and Extend the Contract Completion Date to February 29, 2020.

TO: Members of the Board of Trustees

FROM: Dr. Regina Stanback Stroud, Chancellor

PREPARED BY: Leigh Sata, Interim Vice Chancellor of General Services

CHANGE ORDER NO. 1 – J.H. FITZMAURICE, INC.

BACKGROUND/ANALYSIS:

On May 14, 2019, the Board of Trustees adopted Resolution 18/19-66, which authorized District staff to take necessary measures required to expedite the retention of service providers required to ensure timely compliance with the provisions of the consent decree issued in the *Payne v. Peralta* civil action. Accordingly, an ADA Compliance Strike Team was convened in order to ensure the District performed the remedial measures, and created the administrative procedures, outlined in the Amended Consent Decree and "Exhibit B" thereto, in a timely manner.

Under the direction of Vice Chancellor Sata the ADA Compliance Strike Team solicited a proposal from J.H. Fitzmaurice Inc. for construction of three (3) chair lifts, specifically the Laney Music Room G-189 and the Swimming Pool Chair Lift, pursuant to Peralta Community College District Resolution 18/19-66 to, "Expedite the retention of experts for purposes of completing work as provided in the Amended Consent Decree."

The Laney College Music Room & Swimming Pool ADA Modification Project (Agreement for Construction Services) with J.H. Fitzmaurice, Inc., in the amount of \$283,205.24 was ratified and approved by the District's Board on May 28, 2019. The scope of services under the Agreement included bringing the Laney College Music Room and Swimming Pool lifts into ADA compliance.

Change Order #1 amends the contract to reduce the contract total with a credit back to the District for the remaining balance of the Project contingency fee and extends the contract completion date to February 29, 2020. All Work is complete, thus the contract end date would be extended in order to complete final payments to contractor.

Description	Amount	Board Approval Date
Original Contract	\$283,205.24	May 28, 2019
Total:	\$283,205.24	
Change Order #1 (This Item)	(\$466.34)	Pending January 7, 2020

Sub-Total:	(\$466.34)	
Grand Total:	\$282,738.90	
Cumulative Change Orders as a percentage of Contract		(0.16%)

DELIVERABLES AND SCOPE OF WORK:

Construction contract included:

- Demolition and removal of existing chair lifts
- Furnishing and installation of upper platform metal guardrail
- Rebuilding and restoration lift areas, building wall and curb platforms to meet code requirements
- Raising steps 1" to 2" as shown in specification drawings
- Installation of new floor coverings
- Coordination and scheduling subcontractor installation of new chair lifts
- Relocation of power supply and hook up for new chair lifts

Scope of work also included any asbestos abatement, HC lifts by Owner's subcontractor, and permit fees. Not-to-Exceed price included a \$20,000.00 project contingency fee, of which \$466.34 would be credited to the District if Change Order #1 is approved.

ANTICIPATED COMPLETION DATE:

February 29, 2020.

EVALUATION AND RECOMMENDED ACTION:

The Chancellor recommends approval of Change Order No. 1 to the Contract with J.H. Fitzmaurice, Inc. to deduct \$466.34 from the Laney College Music Room & Swimming Pool ADA Modification Project and extend the contract completion date to February 29, 2020.

File Attachments

- Corrected Change Order No. 1_3493287_1(DMS).PDF (104 KB)
- Notice of Completion_Fitzmaurice_12-2019_3491176_1(DMS).pdf (18 KB)
- 190514 Board Resolution Re. Consent Decree (SR346548xD9697) (002)_3493263_1(DMS).PDF (63 KB)
- EX. B to Board Resolution Re. Consent Decree_3493261_1(DMS).PDF (118 KB)
- J.H. Fitzmaurice Inc.-Contract and Proposal Laney ADA-Original Contract_3492091_1(DMS).PDF (89 KB)

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

6. CONSENT CALENDAR - FACILITIES

Subject

6.2 Consider Approval of Change Order No. 1 to the Independent Contractor/Consultant Services Contract with Justipher, Inc., dba Fast Signs Oakland, to Extend the Contract Completion Date to February 29, 2020 (Non-Compensable). This Approval is Authorized by Resolution No. 18/19-66 in Support of Compliance with the Amended Consent Decree in the Payne v. Peralta Civil Action and is Required to Ensure that the District is in Compliance with the Terms of the Amended Consent Decree. Presenter: Vice Chancellor Sata.

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

No

Recommended Action

Approve Change Order No. 1 to the Independent Contractor/Consultant Contract with Justipher, Inc., dba Fast Signs Oakland, to extend the contract completion date to February 29, 2020 (non-compensable). This approval is authorized by Resolution No. 18/19-66 in Support of Compliance with the Amended Consent Decree in the Payne v. Peralta civil action and is required to ensure that the District

BACKGROUND/ANALYSIS:

On May 14, 2019, the Board of Trustees adopted Resolution 18/19-66 authorizing the District to take the necessary measures to expedite the retention of service providers needed to ensure compliance with the provisions of the Amended Consent Decree issued in the *Payne v. Peralta* civil action. The Board of Trustees also approved the Vice Chancellor's formation of the ADA Compliance Strike Team to ensure the District performed the remedial measures required under the Amended Consent Decree in a timely manner. Several of the remedial measures specified in the Amended Consent Decree relate to providing the appropriate ADA compliant campus wide signage on the Laney College Campus. The ADA Compliance Strike Team solicited a proposal from Justipher, Inc., dba Fast Signs Oakland for the fabrication and installation of ADA refresh signs for the Laney Emergency ADA project, specifically at the Laney Music Building, Theater and Student Center. The contract is necessary to ensure District compliance with the ADA, Title 24, and the Amended Consent Decree.

Justipher, Inc., dba Fast Signs Oakland, has done work at the District for several years. Justipher, Inc., dba Fast Signs Oakland, is located at 1901 Franklin Street, Oakland, CA 94612. Michelle Darnell is the Senior Account Manager for the company.

Justipher, Inc., dba Fast Signs Oakland, has two contracts, including this contract, with the District that are listed in the table below.

Description of Contract	Amount	Board Approval Date
ADA Compliant Signage Overall Laney College Campus, except areas mentioned above, dated November 1, 2019	\$127,364.00	Ratification December 10, 2019
ADA Compliant Signage Theater, Music Building and Student Center at Laney College Campus (this item)	\$9,906.95	Original Agreement entered into August 15, 2019.

		Change Order No. 1 pending January 7, 2019, approval (this item)
TOTAL		\$137,270.95

Change Order No. 1 amends the Independent Contractor/Consultant Services Contract to extend the contract completion date from September 30, 2019, to February 29, 2020, as listed below. All work is complete and the contract end date is to be extended by 152 days in order to complete final payments to contractor. At this Board Meeting, the District is requesting approval of this contract as outlined in this item.

Document	Change	(Cumulative) Price	Completion Date
Original Contract	N/A	\$9,906.95	September 30, 2019
Change Order #1	Extend contract completion date (non-compensable)	N/A	February 29, 2020
TOTAL		\$9,906.95	

DELIVERABLES AND SCOPE OF WORK:

Construction contract included:

- ADA refresh signage for the Theater, Music Building and Student Center at Laney College.
- Installation and fabrication of signs.

ANTICIPATED COMPLETION DATE:

February 29, 2020.

EVALUATION AND RECOMMENDED ACTION:

Approve Change Order No. 1 to the Independent Contractor/Consultant Agreement with Fast Signs, to extend the contract completion date to February 29, 2020 (non-compensable).

File Attachments
 190514 Board Resolution Re. Consent Decree (SR346548xD9697) (002)_3493263_1(DMS).PDF (63 KB)
 EX. B to Board Resolution Re. Consent Decree_3493261_1(DMS).PDF (118 KB)
 Request for Contract_CO_Addendum 8.14.19_3492795_1(DMS).PDF (5,395 KB)
 Fast Signs_Peralta Change Order Sheet_3492798_1(DMS).PDF (468 KB)

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

6. CONSENT CALENDAR - FACILITIES

Subject

6.3 Consider Approval of Amendment No. 1 to Independent Consultant Agreement for Professional Services for the Provision of California Environmental Quality Act (CEQA) Services for the Laney College Library Learning Resource Center for a Contract Time Extension with PLACEMAKERS Land Use and Environmental Planning, with no fiscal impact. Presenter: Vice Chancellor Sata Meeting

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

No

Recommended Action

Approve of Amendment No. 1 for a Contract Time Extension with PLACEMAKERS Land Use and Environmental Planning for the Provision of CEQA (California Environmental Quality Act) Services for the Laney College Library Learning Resource Center, with no fiscal impact.

Background/Analysis:

At the Regular Board Meeting on February 5, 2019, the Board of Trustees approved an independent consultant agreement for professional services with PLACEMAKERS Land Use and Environmental Planning for the provision of California Environmental Quality Act services for the Laney College Library Learning Resource Center, in the amount of not-to-exceed \$77,950.00. The services describe under the agreement, entered into as of February 6, 2019, were not completed before the contract expiration date of July 6, 2019. Details of deliverables are described below. Amendment No. 1 will extend the agreement to June 30, 2020, to accommodate payment to the vendor for completed services.

PLACEMAKERS Land Use and Environmental Planning
Email: pjplacemakers@gmail.com

PLACEMAKERS is a woman owned company. The principal partner is Patricia Jeffery, AICP.

Deliverables and Scope of Work:

To inform the public of the significant environmental effects, if any, of the proposed Laney College Library Learning Resource Center, the administration contracted with PLACEMAKERS in February 2019 to provide California Environmental Quality Act (CEQA) Services (Attachment #1). The CEQA deliverables served to enhance public participation in the environmental review process through scoping meetings, public notice, public review, hearings, and the jurisdictional process. PLACEMAKERS developed the Initial Study (IS), Mitigated Negative Declaration (MND), Mitigation Monitoring and Reporting Program (MMRP), CEQA notices and assisted the District in responding to public input on the DRAFT MND/IS. To achieve these studies, PLACEMAKERS performed/is performing the following scope of work under the contract:

Task 1:	Prepare and submit a data request list and CEQA schedule for the Learning Resource Center (LRC);
---------	--

Task 2:	Site visitation and analysis;
Task 3:	Define project description to include the location map, existing campus plan, project site plan, building elevations;
Task 4:	Develop a Draft of MND/IS to include the following environmental topics: aesthetics, agricultural resources, air quality and greenhouse gas emissions, biological resources, cultural resources, geology and soils, hazards and hazardous materials, hydrology and water quality, land use and planning, mineral resources, noise, population and housing, public services, transportation and circulation, and utilities and service systems;
Task 5:	Publicize the Draft MND/IS to include revisions, prepare a Notice of Intent to adopt the Mitigated Negative Declaration (NOI);
Task 6:	Attend one meeting with the architect and District, and one public hearing;
Task 7:	Respond to public comments;
Task 8:	Prepare MMRP to identify actions to implement mitigation measures; and
Task 9:	Prepare and deliver the Notice of Determinations (NOD) to the District to submit to the Alameda County Clerk and the CA Office of Planning and Research.

Anticipated Completion Date:

The services describe under the February 6th agreement were not completed before the contract expiration date of July 6, 2019. Details of deliverables are described above. Amendment No. 1 will extend the agreement to June 30, 2020, to accommodate payment to the vendor for completed services.

Evaluation and Recommended Action:

The Administration has reviewed the current services being provided from this vendor and found them to be satisfactory. The Director of Facilities, Planning, and Development and Vice Chancellor of General Services recommend approval of Amendment No. 1 to Independent Consultant Agreement for Professional Services Provision of CEQA Services for the Laney College Library Learning Resource Center for a Contract Time Extension with PLACEMAKERS Land Use and Environmental Planning, with no fiscal impact.

File Attachments

PSDGS - Placemakers \$77,950.00 (routing for signature).pdf (2,559 KB)

CLEAN Amendment One Placemakers Laney College LLRC CEQA_3494043_1(DMS).pdf (21 KB)

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

6. CONSENT CALENDAR - FACILITIES

Subject

6.4 Consider Approval of Amendment No. 3 to the Existing Agreement for Contracted Services with PACIFIC COAST TRANE to Extend the Contract Term to 6/30/20 for the District-wide Scheduled Maintenance HVAC Repairs, Replacement Services. Presenter: Vice Chancellor Sata.

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

No

Budget Source

N/A

Recommended Action

Approve Amendment No. 3 to the existing Agreement for Contracted Services with PACIFIC COAST TRANE to extend the contract term to 6/30/20 for the District-wide Scheduled Maintenance HVAC Repairs, Replacement, and Services.

Background/Analysis:

The Governing Board of Trustees approved the original Agreement for Contracted Services between PACIFIC COAST TRANE and the PERALTA COMMUNITY COLLEGE DISTRICT on 12/13/16 for the contractor to work on 2014/2015 and 2015/2016 HVAC Scheduled Maintenance projects at College of Alameda, District Administration Center, Berkeley City College, Laney College, and Merritt College. The original not-to-exceed compensation amount for these services was \$295,543.00, and the completion date for the contracted services was 6/30/17. The contract amount was based on estimated bids received in the 2014/2015 fiscal year.

The District's Board approved Amendment No. 1 to the Agreement at its regularly scheduled Board Meeting on 6/13/2017, which was entered on 6/14/17 to allow for increases in the allowance for additional scope of work to include prevailing wage, on an as needed basis, by the District. This increased the contract in the amount not-to-exceed \$98,772.00 and extended the time for completion to 6/30/18. The additional scope was added specifically to address negative air pressure at Laney College (Bistro Restaurant) Building E, and repairs to the water source heat pump system boiler at the District Administration Center. This additional scope project was completed by 6/30/18.

The District's Board approved Amendment No. 2 to the Agreement at its regularly scheduled Board Meeting on 2/26/19. Amendment No. 2 addresses two urgent repair items that occurred during the time period covered by Amendment No. 1. Amendment No. 2 increased the contract in the not-to-exceed amount of \$56,483 and extended the time for completion to 6/30/19.

Both additional urgent project scope items have been completed. Payments have been made to the contractor for services provided.

Between the date of Board approval for Amendment No. 2 (2/26/19) and the date of final execution by the District (7/17/19), all parties within Trane Management ceased working for the company, which caused disruption in delivery of the contracted services. Furthermore, issues with payment resulted in placing the project on hold. Services per the original Agreement still need to be performed by the contractor, and a time extension is requested to perform such services. The specific remaining services for contractor to perform are described below. The value of the remaining two projects is approximately \$150,020.00. Materials have been ordered and are in the process of being delivered to the site. No additional monies are needed for the contract, only time. The additional 365 days of time

extension being addressed under Amendment No. 3 will extend the contract to June 30, 2020. The additional time is non-compensable as the contractor will be required to perform the remaining services, described below, within the existing not-to-exceed contract amount.

A summary of the original contract amount and amendments are noted below and are attached.

Contract	Approved Amount	Time Extension	Board Approval Date
Original Agreement	\$295,543.00	N/A	12/13/16
Amendment No. 1	\$98,772.00	365 days	6/13/17
Amendment No. 2	\$56,483.27	365 days	2/26/19
Amendment No. 3 (this item)	\$0.00	365 days	<i>Pending 1/7/20</i>
New Contract Sum	\$450,798.27		

Deliverables and Scope of Work:

1. College of Alameda Aviation School, Hangar A, Heating, Ventilation and Air-Conditioning Unit Replacement. Removal of two (2) existing rooftop Air Handling Units (AHU) and installation of two (2) new rooftop AHUs. All piping and electrical included.
2. College of Alameda Aviation School, Hangar B. Removal of ten (10) existing fan coil units throughout the space and installation of ten (10) new fan coil units. All piping and electrical included.

Anticipated Completion Date:

The project is expected to be completed by 6/30/20.

Evaluation and Recommended Action:

The Facilities Project Manager, Vice Chancellor for Department of General Services, Director of Finance and Administration, and Chancellor recommend the approval of Amendment No. 3 to extend the contract term until 6/30/20 of the existing Agreement for Contracted Services with PACIFIC COAST TRANE for the District-wide Scheduled Maintenance HVAC Repairs, Replacement Services.

File Attachments

Pacific Coast Trane-Exec Agreement-\$295,543.pdf (4,015 KB)

Pacific Coast Trane-Exec Amendment #1-\$98,772.pdf (1,803 KB)

Trane - fully executed amendment #2.pdf (119 KB)

CLEAN Amendment 3 to Agreement for Contracted Services with TRANE_3494861_1(DMS).pdf (44 KB)

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

6. CONSENT CALENDAR - FACILITIES

Subject

6.5 Consider Approval of Amendment No. 4 to the Agreement for Professional Services with Taylor Design to Convert the Existing Schematic Design Documents into Design/Build Delivery Design Criteria Documents, Add Not-To-Exceed \$99,200.00 to the Contract Amount for Design Build Criteria Documents and Add Not-To-Exceed \$32,500.00 to the Contract Amount for [Allowance] Early-Construction and Peer Review Allowance Services, for a Total of Not-to-Exceed \$131,700.00, and Extend the Contract Duration an Additional 177 days for the Locker Room Title IX Project at Laney College. Presenter: Vice Chancellor Sata.

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Dollar Amount

\$131,700.00

Budgeted

Yes

Budget Source

Measure A, Fund 63, Laney College

Recommended Action

Approve Amendment No. 4 to the Agreement for Professional Services with Taylor Design to convert the existing schematic design documents into design/build delivery design criteria documents, add costs of not-to-exceed \$99,200.00 for design build criteria documents and not-to-exceed \$32,500.00 for [allowance] early-construction and peer review services, for a total of not-to-exceed \$131,700.00 to the contract amount, and extend the contract time by 177 days for the Locker Room Title IX Project at Laney College.

Background/Analysis:

Pursuant to Request for Proposals 16-17/10, the District entered into an Agreement for Professional Services with Taylor Design to provide architectural design services on the Locker Room Title IX Project at Laney College on January 24, 2017. The original value of the contract was for \$188,460.00 and had a completion date of December 31, 2018. At that time, the Locker Room project was limited to addressing the facilities corrections required by the Resolution Agreement associated with the Office of Civil Rights case No. 09-14-2331. The Resolution Agreement focused exclusively on improving services and facilities to support female athletes.

Subsequent to the approval of the District's original Agreement with Taylor Design, the District decided to consider a more comprehensive project to improve the general locker room suites in addition to making improvements in locker room facilities directly associated with the women's sports teams. The change in the project's scope was formally documented by two amendments to the Agreement.

Amendment No. 1 to the Agreement, approved by the Board on September 12, 2017, increased the scope of services with the addition of a feasibility study for an additional \$79,095.00. The deliverables for Amendment No. 1 included programming, evaluation of existing conditions, analysis of code compliance,

conceptual design, and cost estimating to support decision-making regarding a potential project at the Locker Room facility. The new contract amount was \$267,555.00.

Amendment No. 2 to the Agreement, approved by the Board on March 26, 2019, clarified and reduced the scope of Services under the original Agreement and reduced the cost by \$8,824.27. Amendment No. 2 also extended the completion date of the Agreement by 141 days to May 21, 2019.

Amendment No. 3 to the Agreement, approved by the Board on October 8, 2019, further extended the completion date by 132 calendar days to September 30, 2019. Additional time was needed to ensure that the completed schematic design reflected the input received from the participating stakeholders and Laney College user groups.

Amendment No. 4 to the Agreement, (this item) adds to the scope of services to include the conversion of the existing Schematic Design level documents (prepared for original Design/Bid/Build contract delivery method) into design criteria documents for project delivery as a Design/Build procurement. The additional cost for the design services adds \$99,200.00 to the existing contract amount (which includes \$4,000 in estimated reimbursable expenses) and the additional cost for the early-construction and peer review allowance services adds \$32,500.00 to the existing contract amount, for a total additional cost of \$131,700.00. Amendment No. 4 further extends the completion date by 177 calendar days to March 25, 2020.

A summary of the original contract amount and amendments are noted below and are attached.

Contract	Approved Amount	Time Extension	Board Approval Date
Original Contract	\$115,000.00	N/A	1/24/17
Typo correction	\$73,460.00	0 days	5/9/17
Amendment No. 1	\$79,095.00	0 days	9/12/17
Amendment No. 2	-\$8,824.27	141 days	3/26/19
Amendment No. 3	\$0.00	132 days	10/8/19
Amendment No. 4 (this item)	\$99,200.00 <i>(Design Build Criteria Document Phase)</i>	177 days	Pending 1/7/20
	\$32,500.00 <i>([Allowance] Early Construction & Peer Review Phase)</i>		
Amendment No. 4 subtotal	\$131,700.00		
New Contract Sum	\$390,430.73		

Time is of the essence for the completion of this design work as it is another step toward the District's response to the public complaint (civil lawsuit) regarding the locker rooms that are not in compliance with Title IX requirements. Taylor Design is the firm that has provided the project feasibility study and prepared the existing Schematic Design documents for the Locker Room renovation project when it was first intended to be delivered by Design/Bid/Build delivery method. Having Taylor Design continue as the architect to convert the current documents into Design/Build delivery method design criteria documents will save the District both time and cost based upon greater project efficiency due to familiarity with the project. Additionally, the Taylor Design team and their consultants that will be assigned to this project are very experienced in Design/Build project delivery. Bringing in another firm at this time will result in delays to the construction schedule, which in effect will delay when the Office of Civil Rights complaints are addressed.

The time extension of 177 days takes into account the hold currently in place for the project that followed the completion of the current Schematic Design documents (completed in July 2019). The additional time accounts for this lag time in restarting the project with an anticipated start date in early January 2020 and anticipated work completion date of March 25, 2020.

Deliverables and Scope of Work:

Amendment No. 4 - The deliverables and scope of work include converting the existing schematic design documents into design/build delivery design criteria documents and an allowance for early-construction administration evaluation and peer review. The total added cost to the existing Agreement is \$131,700.00 (Design Build Criteria Document Phase: \$99,200.00 + Allowance for Early Construction and Peer Review Phase: \$32,500.00), and the completion date is extended 177 days until March 25, 2020.

The project objective is to develop criteria documents for the full renovation of the existing locker room space and provide new general men's and women's locker rooms and three new women's team rooms to address the needs and concerns which were discovered during the Schematic Design Phase. An additional project objective is to replace or renew the building systems to extend the usable life of the facility.

Anticipated Completion Date:

Project will be completed by March 25, 2020.

Evaluation and Recommended Action:

The Facilities Project Manager, Vice Chancellor for Department of General Services, Director of Finance and Administration, and Chancellor recommend the approval of Amendment No. 4 to the Agreement for Professional Services with Taylor Design to add the scope of services to include the conversion of the existing Schematic Design level documents (prepared for original Design/Bid/Build contract delivery method) into design criteria documents for project delivery as a Design/Build procurement. The additional cost for the design services adds a total of \$131,700.00 (Design Build Criteria Document Phase: \$99,200.00 + Allowance for Early Construction and Peer Review Phase: \$32,500.00) to the existing contract amount and extends the completion date by 177 calendar days to March 25, 2020 for the Locker Room Title IX Project at Laney College.

File Attachments

Taylor Design-Original Agreement and Amendment 1-2.pdf (14,496 KB)

Amendment 3-Taylor Designs - Professional Services.pdf (65 KB)

CLEAN Amendment #4 to Agreement.pdf (21 KB)

LAN Locker Rm Bridging Doc_Proposal-Rev1.pdf (1,552 KB)

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

7. CONSENT CALENDAR - FINANCE

Subject

7.1 Consider Ratification of the Warrant/Payment Report for the period covering November 1, 2019 through November 30, 2019. Presenter: Budget Director Ahmed

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 21, 2020

Fiscal Impact

Yes

Budgeted

Yes

Budget Source

N/A

Recommended Action

Approve ratification of the Warrant/Payment Report.

Background/Analysis:

Consider ratification of the AP, Travel, and Consulting Contract Warrant Register from November 1, 2019 through November 30, 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 10312019.pdf (635 KB)

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

7. CONSENT CALENDAR - FINANCE

Subject

7.2 Review of Purchase Order Report for the period covering from November 1, 2019 through November 30, 2019. Presenter: Budget Director Ahmed Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 21, 2020

Budget Source

N/A

Recommended Action

Review of Purchase Order Report covering the period from November 1, 2019 through November 30, 2019.

Background/Analysis:

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 6330 & 6340. The Purchase Order Report presented for review is being done so in accordance with Education Code Section 81656 which states, "All transactions entered into by the officer or employee shall be reviewed by the governing board every 60 days."

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

Fund	Number of Orders Issued	Total Dollar Value
Fund Code: 01 General Unrestrict Oper	323	\$1,420,697.34
Fund Code: 03 Comm. Service-Fee Based Course	3	\$1,929.21
Fund Code: 07 Coll. Fds On Bookstore Comm.	3	\$8,260.00
Fund Code: 10 College Designated Funds	34	\$33,653.90
Fund Code: 11 General Restricted Fund	1017	\$741,241.96
Fund Code: 12 Parcel Tax, Measure B	1	\$1,966.50
Fund Code: 30 Contract Education	37	\$51,975.52
Fund Code: 59 Parking Fund	1	\$7,546.00
Fund Code: 61 Cap. Out. Proj .Funds-State	10	\$64,200.80
Fund Code: 63 Bond Measure A	13	\$375,885.02

Fund Code: 68 Child Development Fund	165	\$23,829.56
Fund Code: 69 Sp Reserve Fd #2 Redev &,Healt	1	\$4,000.00
Fund Code: 71 Trust And Agency Funds	40	\$7,936.88
Fund Code: 75 Project Trust Fund	5	\$810.35
Fund Code: 82 Student Repres. Fee-Laney	1	\$600.00
Total	1654	\$2,744,533.04

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends review.

File Attachments

Purchase Order Report 11302019.pdf (331 KB)

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

7. CONSENT CALENDAR - FINANCE

Subject

7.3 Consider Approval of Budget Transfer Report for the period covering from November 1, 2019 through November 30, 2019. Presenter: Budget Director Ahmed

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 21, 2020

Budget Source

N/A

Recommended Action

Approve Budget Transfer Report covering the period from November 1, 2019 through November 30, 2019.

Background/Analysis:

Consider approval of Budget Transfer Report covering the period from November 1, 2019 through November 30, 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 10312019.pdf (503 KB)

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

8. CONSENT CALENDAR - HUMAN RESOURCES

Subject

8.1 Consider approving the Proposed PCCD Holiday Schedule for the 2020-2021 Fiscal Year. Presenter: Vice Chancellor Whittaker

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

No

Budget Source

N/A

Recommended Action

Approve the proposed PCCD Holiday Schedule for the 2020-2021 Fiscal Year.

BACKGROUND/ANALYSIS:

Please find attached the proposed PCCD Holiday Schedule for the 2020-2021 Fiscal Year. The 2019-2020 PCCD Holiday Schedule expires on June 30, 2020. The proposed schedule coincides with the 2020-2021 Academic Calendar and will update the PCCD Holiday Schedule through June 30, 2021.

RECOMMENDATION:

It is recommended that the Board of Trustees approve the proposed PCCD Holiday Schedule for the 2020-2021 Fiscal Year.

DELIVERABLES AND SCOPE OF WORK:

N/A

ANTICIPATED COMPLETION DATE:

N/A

EVALUATION AND RECOMMENDED ACTION:

The Chancellor recommends approval.

Executive File Attachments

2020-2021 PCCD Holiday Schedule.pdf (63 KB)

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

8. CONSENT CALENDAR - HUMAN RESOURCES

Subject

8.2 Recommendation to Approve Requests for Faculty, Management and Classified Positions. Presenter: Vice Chancellor Whittaker

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Budgeted

Yes

Budget Source

General Fund and Grants

Recommended Action

Approve requests for faculty, management and classified positions.

Background/Analysis:

The District Administration requests the Board to approve the following positions to be advertised. All job descriptions will be reviewed and updated by the hiring manager prior to recruitment.

<u>Position Title</u>	<u>Location</u>	<u>Classification</u>	<u>Salary Range</u>
College Director of Financial Aid Services	Berkeley City College	Management	\$100,483 - \$122,8
College Director of Financial Aid Services	Laney	Management	\$100,483 - \$122,8
College Director of Financial Aid Services	College of Alameda	Management	\$100,483 - \$122,8
Disabled Students Programs & Services (DSPS) Instructor	Merritt College	Faculty	\$55,817 - \$68,093
Staff Assistant Student Services/Counseling	Berkeley City College	Classified (SEIU)	\$43,488 - \$52,284
Financial Aid Systems Technology Analyst	Berkeley City College	Classified (SEIU)	\$82,740 - \$99,540
General Counsel and Chief of Staff	District Office	Management	\$167,472 - \$212,1

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments

01-07-20 Open Session - Position Requests.pdf (2,685 KB)

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

8. CONSENT CALENDAR - HUMAN RESOURCES

Subject

8.3 Consider Approval of Various Personnel Items. Presenter: Vice Chancellor Whittaker
Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action (Consent)

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Recommended Action

Approve Various Personnel Items.

Background/Analysis:

Approval of Personnel Items: New employment; changes in assignment, compensation, and placement; leaves of absence; changes in staff allocation and classification of academic and classified personnel; retirements, phase-in retirements, and resignations; equivalence of minimum qualifications for academic positions; and short-term temporary classified positions.

A. ADMINISTRATIVE APPOINTMENT, REAPPOINTMENT, ASSIGNMENT AND REASSIGNMENT

(NP = New Position *= New Employee)

NAME	LOCATION	REPORTING TO
------	----------	--------------

District Office

None

Berkeley City College

Dr. Deborah
Budd

Interim College President

Chancellor

Administrative assignment effective January 13, 2020, to replace previous College President.

College of Alameda

Chungwai Chum Director of Business & Administrative Services

College President

Classified administrative Assignment effective January 8, 2020, to replace previous employee who retired in July 2019.

Laney College

None

Merritt College

David Johnson Acting College President

Chancellor

Ratification of reassignment from Vice President of Instruction into Acting College President effective November 25, 2019 through

Lilia Chavez Acting Vice President of Student Services

College President

Ratification of reassignment from Dean of Special Programs and Grants into Acting Vice President of Student Services effective through January 6, 2020.

B. PUBLIC EMPLOYMENT

New Hires (NP = New Position *= New Employee)

NAME	POSITION	DEPARTMENT
------	----------	------------

District Office

Max Voong* Help Desk Support Tech I (NP)

Information Technology

Classified Employment effective January 6, 2020

Berkeley City College

Randy Yang Instructor, Biology

Instructional

Academic employment effective January 20, 2020

College of Alameda

None

Laney College

David Chavez* Instructor, Culinary Arts

Instructional

Academic employment effective January 16, 2020

Cynthia Haro* Counselor

Student Services

Academic employment effective January 16, 2020

Gary Mei* Science Lab Technician (Biological Sciences)

Instructional

Classified Employment effective December 13, 2019

Mary Richardson* Instructor, Art

Communications

Academic employment effective January 16, 2020

Winita Tumzgi Student Employment Specialist

Student Services

Classified employment effective November 25, 2019

Merritt College

Janine Nkosi* Instructor, Sociology

Instructional

Academic Employment effective January 16, 2020

Joe Zermeno* Instructor, Biology Instructional
Academic Employment effective January 16, 2020

Adoria Williams* Librarian Instructional
Academic Employment effective January 16, 2020

C. REASSIGNMENT THROUGH THE HIRING PROCESS

NAME	POSITION	DEPARTMENT
------	----------	------------

District Office

Herzie Mendoza	District Senior Accountant	Finance
----------------	----------------------------	---------

Promoted from District Accounting Technician classified position into the District Senior Accountant classified position effective

Berkeley City College

Jeejun Bertuso	Student Equity & Achievement Program Coordinator	Student Services
----------------	--	------------------

Promoted from Staff Assistant/Student Services classified position into Coordinator classified position effective December 2, 20

College of Alameda

Jiayu He	Financial Aid Specialist	Student Services
----------	--------------------------	------------------

Reassigned from Staff Assistant/Student Services classified position into Financial Aid Specialist classified position effective D

Laney College

Danitza Lopez	Instructor, ESOL	Communications
---------------	------------------	----------------

Reassigned from part-time faculty position into full-time faculty position effective January 16, 2020.

Mayra Murillo	Counselor	Gateway to College
---------------	-----------	--------------------

Reassigned from part-time faculty position into full-time faculty position effective January 16, 2020.

Kyla Oh	Instructor, Mathematics	Instructional
---------	-------------------------	---------------

Reassigned from part-time faculty position into full-time faculty position effective January 16, 2020.

Matthew Wolpe	Instructor, Carpentry	Instructional
---------------	-----------------------	---------------

Reassigned from part-time faculty position into full-time faculty position effective January 16, 2020.

Huizhen (Joan) Su (NP)	Staff Assistant/Vice President's Office	Instructional
------------------------	---	---------------

Additional assignment of .5 Staff Assistant/Vice President's Office classified position effective November 25, 2019.

Merritt College

None

D. TRANSFER/ADMINISTRATIVE REASSIGNMENT

None

E. CHANGES IN STAFF ALLOCATION

None

**F. PHASE-IN
RETIREMENT**

None

**G. LEAVE OF
ABSENCE**

None

H. PUBLIC EMPLOYEE RETIREMENT AND RESIGNATION

1. Retirement

NAME	POSITION	DEPARTMENT
	Laney College	
Stacey Kayden	DSPS Instructor	Student Services
Retirement effective December 13, 2019		

Merritt College

Timothy Hackett	Librarian	Instruction
Retirement effective December 17, 2019		

2. Resignation

College of Alameda

Cecelia Dugas	Staff Asst/Student Services	Student Services
Resignation effective December 1, 2019		

District Office

James Calhoun	Project Manager	Public Information
Resignation effective December 31, 2019		

Merritt College

Andrew Coffey	Science Laboratory Technician	Instruction
Resignation effective January 1, 2020		

H. SHORT-TERM NON-CONTINUING POSITIONS

None

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends approval.

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

9. ACTION ITEMS

Subject

9.1 Consider Ratification of Agreement for Contracted Services with ACCO Engineered Systems, Commencing December 10, 2019, for Upgrade and Diagnostic Services of Mechanical Systems for Buildings A, B, D, E, F, G, LK, Field House, Gymnasium, and Tower at Laney College in an Amount Not-to-Exceed \$210,000.00. Presenter: Vice Chancellor Sata

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Dollar Amount

\$210,000.00

Budgeted

Yes

Budget Source

Measure A

Recommended Action

Ratify Agreement for Construction Services with ACCO Engineered Systems, Commencing December 10, 2019, for Upgrades and Diagnostic Services of Mechanical Systems for Buildings A, B, D, E, F, G, LK, Field House, Gymnasium, and Tower at Laney College in the Not-to-Exceed (NTE) amount of \$210,000.00. This ratification is authorized by Resolution No. 18/19-66 in Support of Compliance with the Amended Consent Decree in the Payne v. Peralta civil action and is required to ensure that the District is in compliance with the terms of the Amended Consent Decree.

Background/Analysis:

On May 14, 2019, the Board of Trustees adopted Resolution 18/19-66 which authorized District staff to take necessary measures required to expedite the retention of service providers required to ensure timely compliance with the provisions of the consent decree issued in the *Payne v. Peralta* civil action.

Accordingly, under the direction of Vice Chancellor Sata an ADA Compliance Strike Team was convened in order to ensure the District performed the remedial measures, and created the administrative procedures, outlined in the Amended Consent Decree in a timely manner.

Several of the remedial measures specified in the Amended Consent Decree relate to the retention of an outside contractor to inspect, upgrade, and maintain the exterior and ADA padded doors and related mechanical systems on the Laney College Campus. Consequently, the ADA Compliance Strike Team solicited a proposal from ACCO Engineered Systems for upgrade and diagnostic services of related mechanical systems for Buildings A, B, D, E, F, G, LK, the Field House, Gymnasium, and Tower. The vendor was solicited pursuant to Peralta Community College District Resolution 18/19-66 to, "Expedite the retention of experts for purposes of completing work as provided in the Amended Consent Decree." The Contract is necessary to ensure District compliance with the ADA, Title 24, and the Consent Decree.

Deliverables and Scope of Work:

Mechanical Systems Diagnostic:

- Job walk and field survey
- Generate lists of materials and upgrades needed
- Work is based on 2 service technicians for 8 hours in each mechanical room

Mechanical Systems Upgrade:

- Order material, pickup and deliver material to jobsite
- Perform upgrades needed in mechanical rooms for pressurized issues
- Approximate upgrades per building is based on 2 technicians for 3 days per building

Materials cost is not included. All materials requirements will be determined during field surveys.

The Contract pricing is composed of the following components:

Description of Work	Not-to-Exceed Amount	Date of Ratification
Mechanical Systems Diagnosis	\$30,000.00	Pending Ratification 1/7/2020
Labor for Systems Upgrade	\$90,000.00	Pending Ratification 1/7/2020
Material for Systems Upgrade	\$90,000.00	Pending Ratification 1/7/2020
TOTAL	\$210,000.00	

Anticipated Completion Date:

Per the Agreement, diagnosis of existing mechanical systems shall be completed by December 18, 2019. By December 23, 2019, ACCO will prepare a schedule for completion of the remaining Work under the

Contract. Per the Agreement, the contractor will take all steps within their power to complete the upgrade work by December 31, 2019.

Evaluation and Recommended Action:

The Vice Chancellor of General Services, Vice Chancellor of Finance and Administration and Chancellor recommend approval of the ACCO Engineered Systems ratification of Agreement for Contracted Services, Commencing December 10, 2019, for upgradeand diagnostic services of mechanical systems for buildings A, B, D, E, F, G, LK, the Field House, Gymnasium, and Tower at Laney College.

File Attachments

190514 Board Resolution Re. Consent Decree (SR346548xD9697) (002)_349271....pdf (64 KB)

EX. B to Board Resolution Re. Consent Decree_3493098_1(DMS).pdf (116 KB)

19-12-10 Non-excuted contract with ACCO_3492710_1(DMS).pdf (399 KB)

9. ACTION ITEMS

Subject

9.2 Consider Ratification of Agreement for Contracted Services and Change Order No. 1 to the Agreement for Contracted Services with Rosendin Electric to Provide a Generator to Restore Power to the Diesel Mechanics Building at the College of Alameda in an Amount Not-to-Exceed \$39,286.00. Presenter: Vice Chancellor Sata.
Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Dollar Amount

\$39,286.00

Budgeted

Yes

Budget Source

Fund 61, Scheduled Maintenance Funds

Recommended Action

Ratify Agreement for Contracted Services and Change Order No. 1 to the Agreement for Contracted Services with Rosendin Electric for providing a generator to restore power to the Diesel Mechanics Building at the College of Alameda in an amount not-to-exceed \$39,286.00.

Background/Analysis:

On or about August 9, 2019, the Diesel Mechanics Building at the College of Alameda experienced a complete failure of power. Because classes were scheduled to begin within a week, an agreement for services was initiated immediately, providing a generator for temporary power until a permanent solution was found. The Agreement for Contracted Services with Rosendin Electric, dated August 9, 2019, was executed on August 14, 2019, with approval by the Acting Chancellor in the amount of \$14,500.00. Rosendin was able to install the generator before classes began on August 16, 2019. The contract amount was based on a preliminary schedule and estimate of the work.

Rosendin Electric was selected to provide the services because they were performing similar work at Laney College for an emergency electrical repair project, which involved restoring power to the Student Center and Building F. They were deemed qualified for the services at Collegel of Alameda based on their ability to diagnose and resolve catastrophic power failures in a timely manner.

After the initial diagnosis of the issue, the work in connection with the failure of power required more time than estimated. Power was restored to the Diesel Mechanics Building on October 14, 2019. The generator was removed from the site and the electrical issues were successfully resolved. This change order represents the additional costs of the actual time the generator was needed beyond the original estimated timeframe.

As summarized below, Change Order #1 is the only and final change order related to the project, and the project is now in the process of being closed.

Document	Change	Price	Completion Date	Board Approval Date
Original Contract	N/A	\$14,500.00	August 14, 2019	This item, pending approval
Change Order #1	Cost of Generator until October 14, 2019, due to Unforeseen Conditions	\$24,786.00	October 14, 2019	This item, pending approval
Contract Total:		\$39,286.00	C/O Percentage of Contract:	170.94%

Rosendin Electric has the following contracts in place with the District:

Contract	Price	Board Approval Date
Laney College - Switch Gear Repairs at Student Center and Building F	\$220,108.80	April 15, 2019
Laney College - Transformer Replacement (CO #1)	\$104,100.00	May 14, 2019
Laney College - Generator costs and Replacement of cables in electrical manhole (CO #2)	\$160,122.00	December 10, 2019
Laney College - Restoration of student parking lot lighting	\$80,000.00	December 10, 2019
College of Alameda - Generator costs to provide power to Diesel Mechanics Building (initial cost only)	\$14,500.00	This item pending approval.
College of Alameda - Generator costs in total (CO #1).	\$24,786.00	This item pending approval.
TOTAL	\$603,616.80	

Deliverables and Scope of Work:

1. Provide, place, and dismantle temporary generator for Diesel Mechanics Building.
2. Refuel as necessary until power is permanently restored to the building. Time frame was from August 14, 2019 to October 14, 2019 (2 months).

Anticipated Completion Date:

Project was complete on October 14, 2019.

Evaluation and Recommended Action:

The College President and Chancellor recommend ratification of the Agreement for Contracted Services and Change Order No. 1 to the Agreement for Contracted Services with Rosendin Electric for providing a generator to restore power to the Diesel Mechanics Building at the College of Alameda in an amount not-to-exceed \$39,286.00.

File Attachments

PSDGS - Rosendin \$14,500.00 (FW approved 8.14.19)_3493058_1(DMS).PDF (2,872 KB)

Rosendin CO #1 signed_3493059_1(DMS).PDF (153 KB)

Rosendin Construction Change Order No. 1 (COA) Summary_3493060_1(DMS).PDF (165 KB)

9. ACTION ITEMS

Subject

9.3 Consider Ratification of Amendment No. 1 to the Purchase Agreement for Fire Alarm Emergency Panel Repairs with Johnson Controls Fire Protection LP to Add Four Annunciator Panels in an Amount Not to Exceed \$78,000.00. Presenter: Vice Chancellor Sata.

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Dollar Amount

\$78,000.00

Budgeted

Yes

Budget Source

Fund 63 Measure A

Recommended Action

Ratify Amendment No. 1 to the Purchase Agreement for Fire Alarm Emergency Panel Repairs with Johnson Controls Fire Protection LP to Add Four Annunciator Panels in an amount not to exceed \$78,000.00.

Background/Analysis:

In January 2019, the Oakland Fire Department (“OFD”) performed a fire safety inspection at Laney College and at Merritt College. OFD directed the District to provide fire watch at both Laney College and Merritt College until required corrections are completed.

The District contracted with Johnson Controls in September 2019 to implement some of the required corrections, including the replacement of four fire alarm panels: one each at Laney Building D, Laney Building N (Childcare), Merritt Building A (Childcare), and Merritt Building H (Horticulture). Johnson Controls has replaced those four panels.

Subsequently, as part of OFD’s review and approval of the replacement fire alarm panels, OFD also required the District to add four annunciator panels to the fire alarm system (one at each of the four locations receiving replacement fire alarm panels). Amendment No. 1 will incorporate the annunciator panel scope of work into the existing Agreement to replace the four fire alarm panels.

The existing fire alarm system is to a large extent proprietary, which limits the District’s opportunity to competitively procure service and repair.

The District relied on Government Code section 6500, et seq. which allows public agencies to enter into joint powers agreements (“JPA”) to exercise powers common to them, including the power to procure equipment materials and supplies. The fire alarm panel replacements were procured via a JPA known as Sourcewell (formerly known as NJPA), which JPA entered into a contract with Johnson Controls (formerly SimplexGrinnell, LP) on June 30, 2017 for four years to provide members of the JPA with facility security equipment, systems and services at prices more favorable than otherwise available from Johnson Controls. The District is a member of the Sourcewell JPA and entered into a Purchase Agreement with Johnson Controls on September 10, 2019.

The history for the District’s contract with Johnson Controls for the fire alarm panel replacement is summarized in Table 1.

Table 1

Contract History	Amount	Board Approval
Base Scope – Replace Fire Alarm Panels -Laney College Building N (Childcare Facility) -Laney College Building D -Merritt College Building A (Childcare Facility) -Merritt College Building H (Horticulture)	\$214,000.00	Approved, 10 Sep 2019
Amendment 1 – Add Annunciator Panels -Laney College Building N (Childcare Facility) -Laney College Building D -Merritt College Building A (Childcare Facility) -Merritt College Building H (Horticulture)	\$78,000.00	Pending, 7 Jan 2019 (this item)
Total Contract Price, Including Amend 1	\$292,000.00	

District contracts awarded to Johnson Controls in the current fiscal year, including *this agenda item* are summarized in Table 2.

Table 2

Contract	AHJ*/System	Amount	Board Approval
Laney Elevator Testing	DIR** / Elevators	\$8,288	Approved 10 Sep 2019
Merritt Elevator Testing	DIR / Elevators	\$4,144	Approved 10 Sep 2019
Districtwide Network Repairs	OFD / Fire Alarm	\$233,000	Approved 10 Sep 2019
Fire Alarm Panel Replacements (Laney and Merritt)	OFD / Fire Alarm	\$214,000	Approved 10 Sep 2019
Fire Alarm Panel Replacements Amend 1 (Annunciator Panels)	OFD / Fire Alarm	\$78,000	Pending 7 Jan 2019
Laney Bldg F Horn Strobe	OFD / Fire Alarm	\$21,334	Approved 22 Oct 2019
Laney Art Center Open Circuit	OFD / Fire Alarm	\$13,994	Approved 22 Oct 2019
Total		\$572,760	

**AHJ: Authority Having Jurisdiction. Generally a public agency empowered to interpret and to enforce regulations.*

***DIR: Elevator inspections are conducted by the California Division of Industrial Relations ("DIR").*

Company Information:

Johnson Controls Fire Protection, LP
6952 Preston Avenue
Livermore, CA 94551-9545

Deliverables and Scope of Work:

Scope of Amendment No. 1: Provide, install, and test to the satisfaction of OFD, 4 annunciator panels, one in each in: Laney Building D, Laney Building N (Childcare), Merritt Building A, and Merritt Building H (Horticulture).

Anticipated Completion Date:

January 31, 2020.

Evaluation and Recommended Action:

The Vice Chancellor of General Services and the Chancellor recommend ratification of Amendment No. 1 to the Purchase Agreement for Fire Alarm Emergency Panel Repairs with Johnson Controls Fire Protection LP to Add Four Annunciator Panels in an amount not to exceed \$78,000.00.

File Attachments

Johnson Control Emergency Panel Repair \$214,000.00.pdf (7,057 KB)
Amend 1 Proposals.Set of 4.signed by SM.2019 12 12.pdf (275 KB)
CLEAN Amendment No 1.pdf (14 KB)

9. ACTION ITEMS

Subject

9.4 Consider Ratification of Change Order No. 1 to Agreement for Construction Services with JPB Design, Inc. for the Construction and Modernization Work Performed at the Laney College Children Center in an Amount Not-to-Exceed \$8,019.02 and a Non-Compensable Contract Extension of 362 days. Presenter: Vice Chancellor Sata Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Dollar Amount

\$8,019.02

Budgeted

Yes

Budget Source

Fund 68, Childcare Development Center Reserves Account

Recommended Action

Approve Ratification of Change Order No. 1 to Agreement for Construction Services with JPB Design, Inc. for the construction and modernization work performed at the Laney College Children Center in an Amount Not-to-Exceed \$8,019.02 and a non-compensable contract extension of 362 days.

Background/Analysis:

JPB Design, Inc. was approved to perform construction services at the Laney College Children's Center for the Amount Not-to-Exceed \$170,000.00 at the Board of Trustees meeting on January 22, 2019. The scope of work included installation of ornamental fencing and chain link fence, replacement of door hardware, replacement of carpet with new VCT tiles, painting, landscaping, and installation of new modular partitions and furniture in three (3) offices. This project is in partial fulfillment of the need to constantly modernize the children's center to meet code compliance requirements and sustain general campus beautification efforts. All work was performed during off hours in order not to impact the childcare center operations.

Subsequent to the executed Agreement and during construction, the Center requested additional work, including: installation of additional VCT flooring, replacement of one (1) children's toilet and two (2) adult toilets, repairs at two (2) doors and fence adjacent to rear patio, providing and installing additional

ceiling tile, minor sink repairs, and purchasing and installing miscellaneous office furniture. The cost of the additional work was greater than the allowance monies available in the original contract by \$8,019.02. A contract time extension is also requested for 362 days. This is the only change order, and will close out the project.

JPB Design Inc., currently has the following contract with the District:

Contract	Approved Amount	Time Extension	Board Approval Date
Original Contract	\$170,000.00	N/A	January 22, 2019
Change Order No. 1	\$8,019.02	362 days	Pending, this item
New Contract Sum	\$178,019.02		

Contact Information for JPB Design, Inc.:

6021 Keats Circle
 Orangevale, CA 95662
 (916)549-6259

Deliverables and Scope of Work:

Items noted in Change Order No. 1 include:

1. Additional removal of existing carpet and replacing with VCT flooring
2. Providing and installing two (2) new adult toilets and one (1) new child toilet
3. Repairing two (2) doors and fence adjacent to rear patio
4. Providing and installing additional ceiling tiles
5. Minor sink repairs and
6. Purchasing and installing miscellaneous office furniture

Anticipated Completion Date:

Work will be completed by April 30, 2020.

Evaluation and Recommended Action:

The Project Manager, Vice Chancellor of General Services and Chancellor recommend approval of ratification of Change Order No. 1 to Agreement for Construction Services with JPB Design, Inc. for the construction and modernization work performed at the Laney College Children Center in an Amount Not-to-Exceed \$8,019.02 and a non-compensable contract extension of 362 days.

File Attachments

- JPB proposal #001_3492793_1(DMS).PDF (75 KB)
- JPB Designs_Construction Change Order No. 1.pdf (193 KB)
- JPB Designs Construction Change Order No. 1 Summary_3492791_1(DMS).PDF (170 KB)
- PSDGS - JPB Designs, Inc. \$170,000.00 (CL approved 2-7-19).pdf (2,028 KB)

9. ACTION ITEMS

Subject

9.5 Consider Adoption of Resolution 19/20-23 Authorizing the Purchase of a CampusLogic Subscription in the Amount of \$436,800 pursuant to the FCCC-CampusLogic Agreement. Presenter: Vice Chancellor Brown Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Dollar Amount

\$436,800.00

Budgeted

Yes

Budget Source

Fund 11 and Fund 1

Recommended Action

Adopt Resolution 19/20-23 Authorizing the Purchase of a CampusLogic Subscription in the Amount of \$436,800 Under the FCCC-CampusLogic Agreement

Background/Analysis:

Currently, PCCD students must submit required financial aid documents in paper format in person. This places a hardship on students that includes a slower process of approval. CampusLogic is a cloud-based software company that will assist in improving efficiencies, and student retention. Students will be able to upload and sign documents electronically and directly in their financial aid folder allowing for a quicker, more secured portal that eases the student experience and reduces redundancy. Financial aid staff will be able to message students about outstanding items via the portal as well which will increase communication to students to assist with timely processing. PCCD has received a State Financial Aid Technology grant to pay for the majority of this project.

Pricing for the California Community Colleges is negotiated by the Foundation for California Community Colleges (FCCC). The agreement between FCCC and CampusLogic is effective as of February 1, 2018 through 2021 and provides for PCCD to purchase through said agreement.

Deliverables and Scope of Work:

The deliverables include a subscription license and the implementation of software in coordination with PCCD-IT, training of financial aid staff and certain technical support.

Anticipated Completion Date:

11/30/2022

Evaluation and Recommended Action:

The Chancellor recommends adoption

File Attachments
CAMPUS LOGIC ICC and FCCC Documents.pdf (4,995 KB)
Resolution Authorizing Purchase of CampusLogic Cloud-Based Software Subscription Under FCCC Contract 20191227.pdf (3,707 KB)

9. ACTION ITEMS

Subject

9.6 Consider Adoption of Resolution 19/20-24 Authorizing an Amendment of the Contract between Peralta CCD and California Department of Education to Increase the Contract's Maximum Reimbursable Amount relating to the Laney and Merritt Childcare Centers and to Designate the Personnel Authorized to Execute Documents Related to the Contract. Presenter: Vice Chancellor Brown.

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Fiscal Impact

Yes

Dollar Amount

\$1,037,801.00

Budgeted

Yes

Budget Source

Income Generating - California Department of Education

Recommended Action

Adopt Resolution 19/20-24 Authorizing an Amendment to the Contract between Peralta CCD and California Department of Education relating to the Laney and Merritt Childcare Centers to Increase the Contract's Maximum Reimbursable Amount by \$35,529 and to Designate the Personnel Authorized to Execute Documents Related to the Contract.

Background/Analysis:

At the July 23, 2019 meeting, the Board of Trustees previously approved a contract between Peralta Community College District and the California Department of Education to provide child care and

development services at Laney College & Merritt College during fiscal year 2019-2020. Pursuant to the contract, Peralta was eligible for a maximum reimbursement amount (MRA) of \$1,003,272 for services provided.

This resolution seeks to amend the contract as follows:

- Increase the MRA by \$34,529 for a total MRA of \$1,037,801;
- Increase the maximum rate per child per day of enrollment rate from \$51.84 to \$53.41; and
- Increase the minimum child days of enrollment requirement from 19,353.0 to 19,430.8.

To amend this contract, (contract number CSPP-9021; project number 01-6126-00-9), the California Department of Education requires a resolution from its Governing Board approving the amendment. Additionally, as required by the California Department of Education, this resolution also serves to approve the designation of certain Peralta CCD personnel to execute documents related to this contract on behalf of Peralta.

Description	Amount	Approval Dates
Original Contract	1,003,272	7/23/2019
1st Amendment	34,529	Pending Board Meeting
Revised Total	1,037,801	

Deliverables and Scope of Work:

Contract number CSPP-9021 provides enrollment-based funding to Peralta Community College District Child Care Centers. The funding provided enables the Childcare Centers to continue operations for fiscal year 2019-20.

Anticipated Completion Date:

6/30/2020

Evaluation and Recommended Action:

The Chancellor recommends adoption of the Resolution.

File Attachments

CSPP 9021 Contract.pdf (1,863 KB)

Resolution 9021.pdf (210 KB)

9. ACTION ITEMS

Subject

9.7 Consider Adoption of Resolution No. 19/20-18 Declaring the Futility of Public Bidding and Approval of Change Order No. 1 to Agreement for Construction Services with Professional Glass Installations, Inc. for the Laney College Window Repairs (Bid No. 18-19/28) in an Amount Not-to-Exceed \$9,355.47 and a contract extension of 60 days. Presenter: Vice Chancellor Sata

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

Yes

Dollar Amount

\$9,355.47

Budgeted

Yes

Budget Source

General Fund or Redevelopment Agency Fund

Recommended Action

Approve Adoption of Resolution No. 19/20-18 Declaring the Futility of Public Bidding and Approve Change Order No. 1 to Agreement for Construction Services with Professional Glass Installations, Inc. for the Laney College Window Repairs (Bid No. 18-19/28) in an Amount Not-to-Exceed \$9,355.47 and a contract extension of 60 days.

Background/Analysis:

Professional Glass Installations, Inc. was approved to replace twenty-nine broken glass window panes of various sizes and thicknesses throughout Laney College for the Amount Not-to-Exceed \$20,574.66 at the Board of Trustees meeting on July 23, 2019.

A formal bid (Bid No. 18-19/28) was conducted for this project in compliance with Public Contract Code Section 20651 with a bid opening that was held on July 9, 2019.

A total of three vendors bid on the project, but one bid was nonresponsive, and as a result was rejected by the administration in accordance with Board Policy, and Professional Glass Installations, Inc., was selected as the lowest responsible and responsive bidder. Following award of the contract, Professional Glass Installations, Inc. commenced work on the project.

Subsequent to the executed Agreement, twelve (12) additional glass window panes were broken and/or inadvertently not included in the original proposal. Additionally, the wire glass scheduled to be replaced no longer meets code. To be code compliant such glass must be fire rated and ¼" thick minimum. Finally, while removing the wooden board protection in order to verify the exact dimensions of the glass, it was discovered that the glazing gaskets were missing at two (2) windows. Such glazing gaskets are needed to install the new glass. All work is noted in change order no. 1 attached.

With the addition of Change Order No. 1, the cumulative amount of changes orders as a percentage of the contract amount is now 45.47%. Notwithstanding Public Contract Code section 20111, California law provides that, "Where competitive proposals work an incongruity and are unavailing as affecting the final result or where they do not produce any advantage . . . the statute requiring competitive bidding does not apply." (*Hiller v. City of Los Angeles* (1961) 197 Cal.App.2d 685, 694.) Accordingly, public

entities need not comply with competitive bidding processes where to do so would be impractical or futile and would not serve the purposes of competitive bidding. (See *Los Angeles Dredging Company v. City of Long Beach* (1930) 2 Cal. 348; *Graydon v. Pasadena Redevelopment Agency* (1980) 104 Cal.App.3d 631).

Here, although the percentage change exceeds 10%, the total sum of the contract is small and it would be impractical to bid a project during construction for \$9,355.47. It would also be impractical given this Contractor's familiarity with the project site, the needs of the site, and the circumstances which gave rise to this Change Order. The scope of services set forth in the Change Order is supported by documentation submitted by the Contractor, and the amounts contained in the Change Order has been reviewed by District staff and determined to be reasonable.

For clarity, the pending Change Order No. 1 is listed below with the accompanying Board approval date of the original contract. Change Order No. 1 also includes a contract extension of 60 days.

Contract	Approved Amount	Board Approval Date
Original Contract	\$20,574.66	July 23, 2019
Change Order No. 1 (This Item) <ul style="list-style-type: none"> • Provide and install 12 additional glass panes • Replace existing 26" X 48" wire glass with fire-rated, ¼" thick glass meeting hose stream testing at pool area • Provide and install missing custom glazing gaskets 	\$9,355.47	Pending January 7, 2020
New Contract Sum	\$29,930.13	
Change Order as a percentage of contract	45.47%	

Professional Glass Installations, Inc. currently has the following contracts with the District:

Contract	Price	Board Approval Date
Laney College Window Repair Project (Original contract connected with this item)	\$20,574.66	July 23, 2019
Merritt College Doors Replacement Project	\$9,298.68	October 22, 2019
Laney College Window Repair Change Order No. 1 (This item)	\$9,355.47	Pending January 7, 2020
TOTAL	\$39,227.93	

Contact Information for Professional Glass Installations, Inc.:

409 38th Street, Suite 108
 Oakland, CA 94609
 (510)253-9017

Deliverables and Scope of Work:

Items noted in Change Order No. 1 include:

1. Providing and installing twelve (12) additional glass panes per Additional Scope (Glass only) list dated 10/31/19.
2. Replacing the existing 26" x 48" wire glass by the pool with fire rated, ¼" thick glass meeting hose stream testing.
3. Providing and installing custom glazing gaskets which were missing at the Theater and Student Center.

Anticipated Completion Date:

Change Order #1 will add 60 days to the Project. Work will be completed by March 30, 2020.

Evaluation and Recommended Action:

The Project Manager, Vice Chancellor of General Services, and Chancellor recommend approval and adoption of Resolution No. 19/20-18 Declaring the Futility of Public Bidding and approval of Change Order No. 1 to Agreement for Construction Services with Professional Glass Installations, Inc. for the Laney College Window Repairs (Bid No. 18-19/28) in an Amount Not-to-Exceed \$9,355.47 and a contract extension of 60 days.

File Attachments
 CLEAN Futility Resolution 19_20-18 Professional Glass.pdf (17 KB)
 PGI Change Order No. 1 Summary.pdf (175 KB)
 PGI Change Order No. 1.pdf (186 KB)
 Laney CP 001.pdf (952 KB)
 cost proposal 002.1.pdf (742 KB)
 Laney CP 003.pdf (544 KB)

9. ACTION ITEMS

Subject

9.8 Consider Adoption of a Resolution 19/20-25 to Authorize the Amendment of the Child Care and Development Contract between Peralta CCD and California Department of Education relating to the Laney and Merritt Childcare Centers to Include a Voluntary Temporary Transfer of \$75,000, and to Approve the Designated Personnel Authorized to Execute the Amendment. Presenter: Vice Chancellor Brown.

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Fiscal Impact

Yes

Dollar Amount

\$75,000.00

Budgeted

Yes

Budget Source

Income Generating - California Department of Education

Recommended Action

Adopt Resolution 19/20-25 to Authorize the Amendment of the Child Care and Development Contract between Peralta CCCD and California Department of Education relating to the Laney and Merritt Childcare Centers to Include a Voluntary Temporary Transfer of \$75,000, and to Approve the Designated Personnel Authorized to Execute the Amendment.

Background/Analysis:

During 2018-2019, Peralta contracted with the California Department of Education, Early Care and Education Division for the provision of child care services through Peralta Colleges' child care centers. Pursuant to the contract, Peralta was eligible for a maximum reimbursement amount (MRA) of \$1,033,272 for services provided. As part of Title V regulation, Child Care contractors with California Department of Education, Early Care and Education Division can review their contract to determine if they have under-earned or over-earned on their child care contracts. In the 2018-2019 contract year (Contract # CSPP 8020), Peralta over-earned and was eligible for a Voluntary Temporary Transfer (VTT) of \$75,000, which increases the contract MRA to \$1,078,272. This transfer is a one-time allocation to cover the services provided in excess of the contract amount due to increased enrollment and serving additional children.

Scope of Work:

The Children's Centers are licensed to serve 110 children, ages 1-5 years. Currently, each Children Center serves children 3-5 years old. Most parents of the children served are themselves students within the district. Less than 20% of the parents are non-PCCD students. Priority is given to children from low-income families consistent with state requirements. Continued funding through this contract will allow the PCCD Children's Centers to continue to provide comprehensive child development services during periods when classes are in session.

Description	Amount	Approval Dates
Original Contract	1,003,272	June 26, 2018
Amendment 1	75,000	(Pending this Board Meeting)
Revised Total	1,078,272	

Anticipated Completion Date:

All services have been completed. The contract ended June, 30,2019.

The Chancellor recommends approval.

File Attachments

Contract CSPP-8020.pdf (1,004 KB)

Resolution CSPP 8020.pdf (376 KB)

9. ACTION ITEMS

Subject

9.9 Consider Approval of Resolution 19/20-26 supporting Proposition 13. Presenter: Chancellor Stanback Stroud Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Recommended Action

Approve Resolution 19/20-26 supporting Proposition 13.

TO: Members of the Board of Trustees

FROM: Dr. Regina Stanback Stroud, Chancellor

PREPARED BY: Dr. Regina Stanback Stroud

ADOPT PROPOSITION 13 RESOLUTION

Proposition 13 would authorize \$15 billion for school and college facilities in California including \$9 billion for preschool and K-12 schools, \$4 billion for universities and \$2, billion for community colleges. The Community College Facilities Coalition (CCFC) is a statewide collation composed of community college districts, facility planners, architects, developers, financial intuitions, attorneys and consultants. The major purpose is to advocate for adequate State and local revenues for facility construction and to provide comprehensive information regarding community college construction and funding issues. CCFC is asking community college districts to consider a resolution in support of Proposition 13.

EVALUATION AND RECOMMENDED ACTION:

The Chancellor recommends adoption of attached PCCD School Bond Resolution

File Attachments

200107 Prop13_CCDSchoolBondResolution.pdf (72 KB)

9. ACTION ITEMS

Subject

9.10 Consider Approval of Resolution 19/20-17 regarding a new Fund: Project Trust Fund. Presenters: Budget Director Ahmed

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

No

Budget Source

N/A

Recommended Action

Approve Resolution 19/20-17, for a new fund: Project Trust Fund, Fund 75.

TO: Members of the Board of Trustees

FROM: Regina Stanback Stroud, Chancellor

PREPARED BY: Adil Amed, Budget Director

ESTABLISHMENT OF FUND 75-SCHOLARSHIP AND LOAN TRUST FUND

The Scholarship and Loan Trust Fund (referred to in CCR §59015) is used to account for such gifts, donations, bequests, and devises (subject to donor restrictions) which are to be used for scholarships or for grants in aid and loans to students. The Scholarship and Loan Trust Fund may be established and maintained in the county treasury or, as an alternative the governing board may establish separate bank accounts. Refer to Special Accounting Applications for requirements concerning separate bank accounts.

The Scholarship and Loan Trust Fund excludes categorical governmental moneys and their required match, which are recorded in the Financial Aid Trust Fund.

Donations to the district or college for grants, scholarships, and loans to students shall be recorded as revenues to the Scholarship and Loan Trust Fund. District moneys may be used for grants, scholarships, and loans pursuant to Article XVI, Section 6 of the State Constitution. Such moneys, excluding matching funds for categorical programs, shall be recorded as interfund transfers to this fund.

All expenses in the administration of the fund including, but not limited to, operating costs, audits, and promotion of the fund are proper charges against the district's General Fund, Subfund 11-Unrestricted moneys. The annual budget of the district's General Fund shall include moneys for these expenses. CCR §59015 requires that these funds be audited annually.

DELIVERABLES AND SCOPE OF WORK:

N/A

ANTICIPATED COMPLETION DATE:

N/A

RECOMMENDATION:

The Chancellor recommends the board approve the attached resolution 19/20-17 establishing the Project Trust Fund, Fund 75.

File Attachments

Resolution 1920-17 - New Fund - Project Trust Fund 12122019.pdf (14 KB)

9. ACTION ITEMS

Subject

9.11 Consider Approval of Resolution 19/20-19 for 2020-21 Nonresident Capital Outlay Fee. Presenter: Budget Director Ahmed
Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

No

Budgeted

No

Budget Source

N/A

Recommended Action

Approve Resolution 19/20-19 for Capital Outlay fee of \$7.00 per semester unit to be effective July 1, 2020.

Background/Analysis:

In addition to the nonresident tuition fee, Education Code 76141(A) states a community college district may charge to nonresident students an amount not to exceed the amount that was expended by the district for capital outlay in the preceding fiscal year divided by the total full-time equivalent students of the district in the preceding fiscal year. Consider Approval of Resolution# 19/20-19 for the 2020-21 Nonresident Capital Outlay Fee.

Deliverables and Scope of Work:

Not applicable.

Anticipated Completion Date:

Upon approval, adopted fee will be effective July 1, 2020.

Evaluation and Recommended Action:

Approve Resolution 19/20-19 for Nonresident Capital Outlay Fee of \$7.00 per semester unit to be effective July 1, 2020. The Chancellor recommends approval.

File Attachments

Nonresident Capital Outlay Fee Worksheet 12172019.pdf (342 KB)

Nonresident Capital Outlay Fee Resolution 192019 01211020.pdf (79 KB)

9. ACTION ITEMS

Subject

9.12 Consider Approval of Resolution 19/20-27, Excusing Student Trustee Standley Absence. Presenter: Board President Weinstein
Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

No

Recommended Action

Approve Resolution 19/20-27, Excusing Student Trustee Standley Absence.

Background/Analysis:

It is recommended that Trustees approve Resolution 19/20-27 excusing Student Trustee Standley from the December 17, 2019 Board meeting due to business. The Chancellor recommends approval.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments

Student Trustee Standley Absence.pdf (20 KB)

9. ACTION ITEMS

Subject

9.13 Consider Approval of Resolution 19/20-28, Excusing Student Trustee Contreras Absence. Presenter: Board President Weinstein Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

No

Recommended Action

Approve Resolution 19/20-28, Excusing Student Trustee Contreras Absence.

Background/Analysis:

It is recommended that Trustees approve Resolution 19/20-28 excusing Student Trustee Contreras from the December 17, 2019 Board meeting due to business. The Chancellor recommends approval.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments

Student Trustee Contreras Absence.pdf (38 KB)

9. ACTION ITEMS

Subject

9.14 Consider Approval of Resolution 19/20-29, Excusing Trustee Bonilla Absence. Presenter: Board President Weinstein Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Action

Preferred Date

Jan 07, 2020

Absolute Date

Jan 07, 2020

Fiscal Impact

No

Recommended Action

Approve Resolution 19/20-29, Excusing Trustee Bonilla Absence.

Background/Analysis:

It is recommended that Trustees approve Resolution 19/20-29 excusing Trustee Bonilla from the December 17, 2019 Board meeting due to business. The Chancellor recommends approval.

Deliverables and Scope of Work:

N/A

Anticipated Completion Date:

N/A

Evaluation and Recommended Action:

The Chancellor recommends approval.

File Attachments

Trustee Bonilla Absence.pdf (36 KB)

10. REPORTS

Subject

10.1 Board of Trustees' Reports

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Information

12. ADJOURNMENT

Subject

12.1 Meeting Adjournment

Meeting

Jan 7, 2020 - REGULAR MEETING OF THE BOARD OF TRUSTEES

Access

Public

Type

Procedural