Tuesday, September 13, 2022
REGULAR MEETING OF THE BOARD OF TRUSTEES

3:30 p.m. Public Session
4 p.m. Closed Session
6:00 p.m. Public Session
333 East 8th Street
Oakland, CA 94606

***This meeting is being conducted as a hybrid Board meeting in which some members of the Board and cabinet will participate in person in the Board room, and others will take part via virtual conference. During this hybrid phase, members of the public are invited to participate virtually through Zoom (by computer or telephone). Details regarding the Zoom link have been provided below.

VIRTUAL MEETING VIA ZOOM WEBINAR
NOTICE OF TELECONFERENCING IN COMPLIANCE WITH EXECUTIVE ORDER N-25-20
Those that would like to view the meeting from the start of the first Open session, can do so via Zoom by registering here:

https://us06web.zoom.us/webinar/register/WN_K7xOL2AkQ56gqzALclL8WQ

Peralta College’s YouTube page has a link to live stream the meeting, starting at Agenda Item #3 Open Session:
https://www.youtube.com/channel/UCTEVyZCQ1p_yqMRafmQFUww

PUBLIC COMMENTS
Those participating in public comment can register for the webinar at the following link:
https://us06web.zoom.us/webinar/register/WN_K7xOL2AkQ56gqzALclL8WQ
After registering, you will receive a confirmation email containing information about joining the webinar.

Welcome to a meeting of the Peralta Community College District Board of Trustees. The main open session of the 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

1. Agenda Items denoted with *** reflect agreements approved by the Chancellor during the Board’s recess in August 2022 pursuant to the delegation of Authority to ensure operational continuity granted to her at the July 26, 2022 Board Meeting

2. OPEN SESSION 3:30 PM

2.1 Call to Order

2.2 PCF Presentation. Presenter: LaNiece Jones and Mark Johnson
2.3 Public Comment on Closed Session Items

2.4 Adjourn to Closed Session

3. CLOSED SESSION 4 PM

3.1 Conference with Labor Negotiator, Peralta Federation of Teachers, Local 39, and SEIU 1021 (Government § 54957.6) (40 minutes)

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

3.3 Public Employee Performance Evaluation Title Chancellor (Government Code Section 54957)

3.4 Public Employee Discipline/Dismissal/Release

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

4. OPEN SESSION 6 PM

4.1 Call to Order

4.2 Pledge of Allegiance

4.3 Roll Call

4.4 Affirmation of the Statement of Cooperation

4.5 Report of Action Taken in Closed Session

4.6 Approval of the Agenda

4.7 Approval of the Minutes

4.8 Associated Student Government Reports

4.9 District Academic Senate Report

4.10 Peralta Classified Senate Report

4.11 Public Communication

4.12 Chancellor's Reports

5. FIRST READING

5.1 First Reading/Review and Presentation of the FY22/23 Budget & SCFF Fiscal Modeling Presentation. Presenter: Acting Vice Chancellor Dr. Nathaniel Jones III

5.2 First Reading of the PCCD OPEB Actuarial Study and Death Benefit Opinion Letter. Presenter: Interim Vice Chancellor, Dr. McKinley

5.3 First Reading of the ACCJC Follow-Up Report Due Oct 1st. Presenter: Accreditation Consultant, Dr. Janet Fulks

6. INFORMATIONAL ITEMS

6.1 Review of Administrative Procedure 7400. Presenter: Interim Chancellor Dr. Jannett Jackson

7. CONSENT CALENDAR - CHANCELLOR'S OFFICE

7.1 Consider Approval of Out of State Travel. Presenter: Interim Chancellor Dr. Jannett N. Jackson

8. CONSENT CALENDAR - ACADEMIC AFFAIRS

8.1 Consider Approval to Accept the 2022-2023 Ohlone Community College District (fiscal agent) WIOA Career Services contract funded by the Alameda County Workforce Development Board (grantor) to operate the College of Alameda
9. CONSENT CALENDAR - FACILITIES

9.1 Consider Approval of Amendment No. 4 to Agreement for Architectural Services with Noll & Tam Architects for the New Landscape Horticulture Complex Project at Merritt College to Account for the Provision of Sixteen (16) Additional Meetings and Increase the Fee by $60,591.00 for the Bidding Phase, Construction Administration Phase and Closeout Phase Due to the Delayed Project Schedule. Presenter: Interim Vice Chancellor Atheria Smith

9.2 ***Consider Ratification of Amendment No.2 to the Agreement with Kone, Inc., Incorporating Facility Repair and Maintenance Contract, to Increase Scope of Work to Include Provision of Maintenance Services for Two New Elevators Installed in Building H on the College of Alameda Campus, Extend the Term, and Provide for a Commensurate Fee Increase of $191,760. Presenter: Interim Vice Chancellor Atheria Smith***

9.3 ***Consider Ratification of Agreement for Professional Services with Dannis Woliver Kelley in the Amount of $500,000.00 for the Provision of Legal Advice and Counsel to the Department of General Services, for Matters Related to Facilities, Maintenance and Operations, Capital Projects, Procurement for Construction and Non-Construction Related Matters as Required. Presenter: Interim Vice Chancellor Atheria Smith***

10. CONSENT CALENDAR - FINANCE

10.1 Consider Review of the Warrant/Payment Report for the period covering July 1, 2022, through July 31, 2022. Presenter: Acting Vice Chancellor Dr. Nathaniel Jones III

10.2 Consider Review of Purchase Order Report for the period covering from July 1, 2022, through July 31, 2022. Presenter: Acting Vice Chancellor Dr. Nathaniel Jones III

10.3 Consider Review of Budget Transfer Report for the period covering from July 1, 2022, through July 31, 2022. Presenter: Acting Vice Chancellor Dr. Nathaniel Jones III

10.4 ***Consider Ratification of Addendum #3 with BGSF dba EdgeRock Technology in an Amount not to Exceed $170,000. Presenter: Acting Vice Chancellor Dr. Nathaniel Jones III***

10.5 ***Consider Ratification of Addendum #1 with Huron Consulting Group, Inc. for PeopleSoft Financial and CS applications in the Amount of $300,000. Presenter: Acting Vice Chancellor Dr. Nathaniel Jones III***

11. CONSENT CALENDAR - HUMAN RESOURCES

11.1 Consider Approval of Classified Personnel Items. Presenter: Interim Vice Chancellor Dr. Ronald McKinley
11.2 Consider Approval of Academic (Faculty) Personnel Items. Presenter: Interim Vice Chancellor Dr. Ronald McKinley

11.3 Consider Approval of Management Personnel Items. Presenter: Interim Vice Chancellor Dr. Ronald McKinley

11.4 Consider Approval of Independent Contractor/Consultant Services Contract for $115,000 between the District and Alliant Insurance Services, Inc. Presenter: Interim Vice Chancellor, Dr. Ronald McKinley

12. ACTION ITEMS

12.1 Consider Re-Adoption of Resolution No. 21/22-51 for District Brown Act-Covered Legislative Bodies to Continue Conducting Meetings Via Teleconference Per California Government Code Section 54953 (or “Assembly Bill 361”) Resolution No. 21/22-51. Presenter: Interim Chancellor Jackson

12.2 Consider Adoption of Resolution No. 22/23-75 Authorizing Submission of the Annual (2022) "Facilities Five-Year Capital Outlay Construction Plan for FY 2024-2028" for Submission to the State Chancellor's Office before September 14, 2022. Presenter: Interim Vice Chancellor Atheria Smith

12.3 Consider Adoption of Resolution No. 22/23-76 Declaring Futility of Soliciting Bids and Ratifying Contract with Rosendin Electric, Inc. in the Amount of $442,282.27 for Urgent Electrical Repairs at Merritt College. Interim Vice Chancellor Smith

12.4 Consider Adoption of Resolution No. 22/23-77 Declaring Futility of Soliciting Bids and Ratifying Contract with Gilbane Building Company in the Amount of $560,311.00 for Urgent Temporary Chiller Work at Laney College. Presenter: Interim Vice Chancellor Smith

12.5 Consider Adoption of the District Bank Signers Resolution No. 22/23-79. Presenter: Acting Vice Chancellor Dr. Nathaniel Jones III

12.6 Consider Approval of the Emergency Conditions Recovery Plan Included in the Allowance Application. Presenter: Interim Deputy Chancellor, Dr. Stephanie Droker.

13. REPORTS

13.1 Board of Trustees' Reports

14. ADJOURNMENT

14.1 Meeting Adjournment

15. ***NOTICE***

15.1 Agenda Items denoted with *** reflect agreements approved by the Chancellor during the Board’s recess in August 2022 pursuant to the delegation of Authority to ensure operational continuity granted to her at the July 26, 2022 Board Meeting