



**Tuesday, September 27, 2022**  
**REGULAR MEETING OF THE BOARD OF TRUSTEES**

**4 p.m. Public Session**  
**4:05 p.m. Closed Session**  
**6:00 p.m. Public Session**  
**333 East 8th Street**  
**Oakland, CA 94606**

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**\*\*\*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.**

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**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\\_8RkA6\\_W-T66YU9kxUCPF6w](https://us06web.zoom.us/webinar/register/WN_8RkA6_W-T66YU9kxUCPF6w)

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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](https://www.youtube.com/channel/UCTEVyZCQ1p_yqMRafmQFUww)

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**PUBLIC COMMENTS**

Those participating in public comment can register for the webinar at the following link:

[https://us06web.zoom.us/webinar/register/WN\\_8RkA6\\_W-T66YU9kxUCPF6w](https://us06web.zoom.us/webinar/register/WN_8RkA6_W-T66YU9kxUCPF6w)

After registering, you will receive a confirmation email containing information about joining the webinar.

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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](https://www.youtube.com/channel/UCTEVyZCQ1p_yqMRafmQFUww)

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**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**

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**2. CLOSED SESSION**

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

2.2 \*\*\*Public Employee Appointment (Government Code Section 54957)\*\*\*

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

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

### **3. OPEN SESSION**

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3.1 Call to Order

3.2 Pledge of Allegiance

3.3 Roll Call

3.4 Affirmation of the Statement of Cooperation

3.5 Report of Action Taken in Closed Session

3.6 Approval of the Agenda

3.7 Approval of the Minutes

3.8 Associated Student Government Reports

3.9 Peralta Classified Senate Report. Presenter: Terrence Fisher

3.10 District Academic Senate Report. Presenter: Donald Moore

3.11 Public Communication

3.12 Chancellor's Reports

### **4. PUBLIC HEARING & ACTION**

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4.1 Public Hearing and Consider Approval of the Peralta Community College District 2022/23 Adopted Budget under Resolution 22/23-78. Presenter: Dr. Nathaniel Jones III, Acting Vice Chancellor

### **5. CONSENT CALENDAR - CHANCELLOR'S OFFICE**

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5.1 Approval of All Consent Items

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

### **6. CONSENT CALENDAR - ACADEMIC AFFAIRS**

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6.1 Consider Approval of Sub-Contract Grant Agreement Between the Cerritos Community College District and the Peralta Community College District/College of Alameda to Receive \$61,000 in Funding to Purchase Equipment and California Energy Commission Electric School Bus. Presenter: Acting COA President Dr. Bajrami

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

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7.1 \*\*\*Consider Ratification of Amendment No. 1 to the Independent Consultant Agreement for Professional Services with Equity Consulting LLC to Clarify Personnel Responsible for Providing the Financial Consulting Services set forth in the Agreement and Memorialize Updated Timeline for Completion of Services. Presenter: Interim Vice Chancellor Smith\*\*\*

7.2 Approve an Independent Consultant Agreement for Professional Services with Davillier-Sloan, Inc. for Project Labor Agreement Management Services for the District's Bond Program in an Amount Not to Exceed \$360,000.00. Presenter: Interim Vice Chancellor Smith

7.3 \*\*\*Consider Ratification of Amendment No. 3 to the Independent Consultant Agreement for Professional Services with Fugro USA Land, Inc. to Allow for the Provision of Additional Geotechnical Engineering Services for the Laney College Library and Learning Resource Center Project, the Incorporation of a Commensurate Increase to the Fee for Services Rendered by \$184,813.00, and an Accompanying Extension to the Term of the Agreement. Presenter: Interim Vice Chancellor Smith\*\*\*

7.4 \*\*\*Consider Ratification of Change Order No. 2 to the Agreement for Construction Services with W.E. Lyons Construction Co. for the Laney College Waterproofing Repairs Phase III Project (Bid No. 20-21/12) in the Amount of

\$102,427.98 and to Allow for a 94-Day Time Extension. Presenter: Interim Vice Chancellor Atheria Smith\*\*\*

## **8. CONSENT CALENDAR - HUMAN RESOURCES**

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8.1 Consider Approval of Classified Personnel Items. Presenter: Interim Vice Chancellor Ronald McKinley

8.2 Consider Approval of an Academic (Faculty) Personnel Item. Presenter: Interim Vice Chancellor Ronald McKinley

## **9. ACTION ITEMS**

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9.1 Consider Adoption of Resolution No. 22/23-80. Authorizing the Purchase of Microsoft Software Licenses Pursuant to FCCC Microsoft Campus Agreement 2022 (Year 3 of 4) in the Amount of \$202,768.00. Presenter: CTIO Antoine Mehoulley

9.2 Consider Approval of a Cost of Living Adjustment for Confidential Employees of 6% Effective July 1, 2022; Salary Increase of 4% Effective January 1, 2023; An Additional Salary Step Effective January 1, 2023; Multilingual Pay; and Longevity Pay for Confidential Employees. Presenter: Interim Vice Chancellor Dr. McKinley

9.3 Consider Approval of a Cost of Living Adjustment of 6% for Administrators, Effective July 1, 2022; and Salary Increase of 2% for Administrators, Effective January 1, 2023. Presenter: Interim Vice Chancellor Dr. McKinley

9.4 Consider Adoption of Resolution 22/23-82 Terminating District's Contract with Trustmark Anthem for Self-Insured PPO Traditional and PPO Lite Health Insurance Plans Effective December 31, 2022, Terminating the District's Contract with Kaiser for HMO Health Insurance Effective December 31, 2022, and Authorizing Execution of Contracts with Self-Insured Schools of California III (SISC III) for PPO and HMO Health Insurance Plans, and with Retiree First/Labor First for Retiree Healthcare and Medicare Benefit Support Effective January 1, 2023. Presenter: Interim Vice Chancellor Dr. McKinley

9.5 Consider Approval of a Tentative Agreement between the Peralta Community College District and Local 39 - International Union of Operating Engineers. Presenter: Interim Vice Chancellor Dr. McKinley

9.6 Consider Approval of a Tentative Agreement for a Side Letter between the Peralta Community College District and the Service Employees International Union (SEIU) Local 1021. Presenter: Interim Vice Chancellor Dr. McKinley

9.7 Consider Approval of a Tentative Agreement for a Side Letter between the Peralta Community College District and the Peralta Federation of Teachers (PFT). Presenter: Interim Vice Chancellor Dr. McKinley

9.8 Final Reading and Adoption of the ACCJC Follow-Up Reports Due October 1, 2022 for BCC, COA, Laney & Merritt College. Presenter: Dr. Janet Fulks

9.9 Consider Second Reading and Approval of the PCCD OPEB Actuarial Study and Death Benefit Opinion Letter. Presenter: Interim Vice Chancellor, Dr. McKinley

## **10. REPORTS**

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10.1 Board of Trustees' Reports

## **11. ADJOURNMENT**

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11.1 Meeting Adjournment

## **12. \*\*\*NOTICE\*\*\***

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12.1 Agenda Items denoted with \*\*\* reflect agreements approved by the Chancellor during the Board's recess in August 2021 pursuant to the delegation of Authority to ensure operational continuity granted to her at the July 27, 2021 Board Meeting