



**Tuesday, January 24, 2023
REGULAR MEETING OF THE BOARD OF TRUSTEES**

4:00 p.m. Closed Session

6:00 p.m. Open Session

333 East 8th Street

Oakland, CA 94606

MEETING WILL BE IN PERSON AND VIRTUAL VIA ZOOM WEBINAR

*****Beginning with the December 13th Board meeting, the Peralta CCD Board will be meeting in person in the District Board Room. We welcome members of the public to attend the meeting in the Board Room and masks are required. Public comment will only be received in person during the Board meeting. PCCD will continue to broadcast Board meetings on Peralta TV, You Tube and on Zoom. We ask that if you have any symptoms or are not feeling well, please do not attend in person. Thank you for your consideration.*****

*****PUBLIC COMMENTS*****

Those participating in public comment can only do so in person at the District Office located at: 333 East 8th St., Oakland.

To view the meeting via zoom, you can register here:

https://us06web.zoom.us/webinar/register/WN_KSmt1sTwR4yimg-IpjP3mw

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

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

1. Agenda Items denoted with * reflect agreements approved by the Chancellor during the Board's Winter recess from Dec. 14, 2022 through January 24, 2023 pursuant to the delegation of Authority to ensure operational continuity granted to her at the December 13, 2022 Board Meeting**

2. OPEN SESSION 4:00 P.M.

2.1 Call to Order

2.2 Public Comment on Closed Session Items

2.3 Adjourn to Closed Session

3. CLOSED SESSION 4:05 P.M.

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

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

3.3 Public Employee Discipline/Dismissal/Release

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

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

4. OPEN SESSION 6:00 P.M.

- 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 Approval of the Minutes from the Board Retreat
- 4.9 Associated Student Government Reports
- 4.10 Peralta Classified Senate Report
- 4.11 District Academic Senate Report
- 4.12 Public Communication
- 4.13 Chancellor's Reports

5. PRESENTATIONS

- 5.1 Update by WestEd on the Strategic/Educational Master Planning Process. Presenters: WestEd & Dr. Stephanie Droker.
- 5.2 Permanent Chancellor Search Process. Presenters: Dr. Benjamin & Dr. Miles from HSV Consulting.

6. INFORMATIONAL ITEMS

- 6.1 Sunshining Labor Contracts. Presenter: Interim Vice Chancellor, Dr. Ronald McKinley

7. CONSENT CALENDAR - CHANCELLOR'S OFFICE

- 7.1 Approval of All Consent Items
- 7.2 Consider Approval of Certain Board Policies (Second Reading). Presenter: Interim Chancellor, Dr. Jannett Jackson
- 7.3 Consider Approval of an Amendment to the Amended and Restated Financial Advisory Services Agreement with Backstrom, McCarley, Berry & Co., LLC. Presenter: Interim Chancellor, Dr. Jannett Jackson
- 7.4 Consider Approval of Out of State Travel. Presenter: Interim Chancellor Dr. Jannett N. Jackson

8. CONSENT CALENDAR - ACADEMIC AFFAIRS

- 8.1 Consider Approval of Course and Program Additions, Deactivations and Changes. Presenter: Interim Deputy Chancellor, Dr. Droker
- 8.2 Consider Approval of the ICC Agreement between Outfront Media and Berkeley City College in the amount of \$251,300.00. Presenter: Berkeley City College President, Dr. Angelica Garcia
- 8.3 ***Consider the Ratification of a California Multiple Award Schedule Purchase Agreement with VARI Sales Corporation in the Amount of \$189,030.33 for the Purchase and Assembly of Office Furniture for Building D, Unity Center at College of Alameda. Presenter: Dr. Diana Bajrami, Acting President College of Alameda***

9. CONSENT CALENDAR - FACILITIES

- 9.1 Consider Approval of an Agreement for Professional Services with Ninyo & Moore Geological and Environmental Sciences Consultants. in the Amount of \$189,844.00 for the Provision of Special Inspection Services for the New Transportation Technology Center at College of Alameda. Presenter: Interim Vice Chancellor Atheria Smith
- 9.2 ***Consider Ratification of Amendment No. 2 to the Independent Consultant Agreement for Special Services with CJN Services in the Amount of \$35,000 for the Provision of Division of State Architect Closeout Services for Seven Remaining Uncertified Construction Projects. Presenter: Interim Vice Chancellor Atheria Smith***

9.3 ***Consider Ratification of Agreement for Construction Services with Bhogal Brothers Construction Inc. in the amount of \$125,000.00 to Replace Flooring on the Second Floor of the Laney College Student Center. Presenter: Interim Vice Chancellor Atheria Smith ***

9.4 ***Consider Ratification of Amendment No. 2 to the Independent Contractor Agreement for Professional Services with Equity Consulting LLC to Increase the Scope of Services, to Provide for a Commensurate Increase to Contractor's Fee, and to Extend the Term of the Agreement to Allow for Processing of Payment to Contractor. Presenter: Interim Vice Chancellor Atheria Smith ***

9.5 Consider Approval of Independent Consultant Agreement for Professional Architectural Services with Powell & Partners, Architects in the Amount of \$133,900.00 for the Provision of Architectural Services for the Laney College Student Center Interim Project. Presenter: Interim Vice Chancellor Atheria Smith

9.6 Consider Approval of an Independent Consultant Agreement for Professional Services with Signet Testing Laboratories, Inc. in the Amount of \$243,174.00 for Special Inspection & Testing Services for the Berkeley City College – Milvia Street Expansion Project. Presenter: Interim Vice Chancellor Atheria Smith

9.7 ***Consider Ratification of a JPA Purchase Agreement with Carrier Corporation in the Amount of \$204,592.00 for the Purchase and Installation of HVAC Equipment at the District's Administrative Office IT Room Pursuant to Government Code Section 6500 et seq. Presenter: Interim Vice Chancellor Atheria Smith***

9.8 ***Consider Ratification of an Independent Consultant Agreement for Architectural Services with High Performance Learning Environments, aka HPLE, Inc., in an Amount Not to Exceed \$15,000.00 for the Provision of Architect of Record Services Required to Closeout and Certify Legacy District Projects with the Division of State Architect for the Department of General Services. Presenter: Vice Chancellor Atheria Smith***

9.9 Consider Approval of an Independent Consultant Agreement for Professional Services with A3GEO, Inc. in an Amount Not to Exceed \$250,128.00 for Geotechnical Inspection and Engineering & CEQA Mitigation Measure Services for the Berkeley City College – Milvia Street Expansion Project. Presenter: Interim Vice Chancellor Atheria Smith

9.10 Consider Approval of an Independent Consultant Agreement for Professional Services with Volz Company in an Amount Not to Exceed \$145,000.00 for the Performance of an Affordable Student Housing Feasibility Study for the District. Presenter: Interim Vice Chancellor Atheria Smith

10. CONSENT CALENDAR - FINANCE

10.1 Consider Review of the Warrant/Payment Report for the period covering September 1, 2022, through September 30, 2022. Presenter: Dr. Nathaniel Jones III, President, Acting Vice Chancellor, Finance & Administration

10.2 Consider Review of Purchase Order Report for the period covering from September 1, 2022, through September 30, 2022. Presenter: Dr. Nathaniel Jones III, President, Acting Vice Chancellor, Finance & Administration

10.3 Consider Review of Budget Transfer Report for the period covering from September 1, 2022, through September 30, 2022. Presenter: Dr. Nathaniel Jones III, President, Acting Vice Chancellor, Finance & Administration

10.4 Consider Review of the Warrant/Payment Report for the period covering December 1, 2022, through December 31, 2022. Presenter: Dr. Nathaniel Jones III, President, Acting Vice Chancellor, Finance & Administration

10.5 Consider Review of Purchase Order Report for the period covering from December 1, 2022, through December 31, 2022. Presenter: Dr. Nathaniel Jones III, President, Acting Vice Chancellor, Finance & Administration

10.6 Consider Review of Budget Transfer Report for the period covering from December 1, 2022, through December 31, 2022. Presenter: Dr. Nathaniel Jones III, President, Acting Vice Chancellor, Finance & Administration

10.7 Consider Approval of the Budget Development Calendar for Fiscal Year 2023-24. Presenter: Dr. Nathaniel Jones III, President, Acting Vice Chancellor, Finance & Administration

10.8 ***Consider Ratification of Addendum #4 with BGSF dba EdgeRock Technology in an Amount not to Exceed \$132,400. 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 an Academic (Faculty) Personnel Item. 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 the Proposed PCCD Holiday Schedule for the 2023-2024 Fiscal Year. Presenter: Interim Vice Chancellor Dr. Ronald McKinley

12. ACTION ITEMS

12.1 Consider 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: Nitasha K. Sawhney, GHS, LLP

12.2 Consider approval of Resolution No. 22/23-89 Authorizing the Renewal of the Local Agreement California State Preschool Program (CSPP) contract and to renew the contract for the 2023-2024 fiscal year with the California Department of Education (CDE) to provide funding for childcare and developmental services at Laney and Merritt Children's Centers. Presenter: Interim Deputy Chancellor, Dr. Stephanie Droker

12.3 Consider Approval of Resolution No. 22/23-88 to Return to Normal Pre-Covid Operations. Presenter: Andrea Epps, Director of Employee Relations & Diversity Programs

12.4 ***Consider Ratification of the PeopleSoft Business Helpdesk Contract for Support Services in an Amount of \$259,485.56. Presenter: Antoine Mehoulley CTIO**

12.5 Consider Approval of the Timeline and Process for an Appointment of Trustee for Area 2. Presenter: Royl Roberts, General Counsel

12.6 Standing Board Committee Appointments. Presenter: Board President Dyana Delfin-Polk

13. ANNOUNCEMENTS/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 Winter recess from Dec. 14, 2022 through January 24, 2023 pursuant to the delegation of Authority to ensure operational continuity granted to her at the December 13, 2022 Board Meeting