



**Tuesday, September 12, 2023
REGULAR MEETING OF THE BOARD OF TRUSTEES**

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

****Note****

Trustee Yuen will be attending the meeting remotely at this location: 239 Malaspina Drive Gabriola, British Columbia, Canada

MEETING WILL BE IN PERSON AND VIRTUAL VIA ZOOM WEBINAR

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

Public comments will be done in person and via Zoom.

If you are unable to join the meeting in person, you can join via Zoom.

You can register here: https://us06web.zoom.us/webinar/register/WN_Yz1eLWtGSbak0Yj19qsVdg

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 recess in August 2023 pursuant to the delegation of Authority to ensure operational continuity granted to her at the July 25, 2023 Board Meeting**

2. OPEN SESSION 4 PM

2.1 Call to Order

2.2 Public Comment on Closed Session Items

2.3 Adjourn to Closed Session

3. CLOSED SESSION 4:05 PM

- 3.1 Conference with Labor Negotiator, Peralta Federation of Teachers, Local 39, and SEIU 1021 (Government § 54957.6)
- 3.2 Public Employee Appointment (Government Code Section 54957)
- 3.3 Public Employee Performance Evaluation Title Chancellor (Government Code Section 54957)
- 3.4 Security of Public Facilities and Services (Government Code 54957(a))
- 3.5 Security of Public Facilities and Services (Government Code 54957(a))
- 3.6 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 Approval of the Minutes from the July 26th 2023, Board Retreat
- 4.9 Associated Student Government Reports. Presenter: Mazin Saeed
- 4.10 District Academic Senate Report. Presenter: Matthew Goldstein
- 4.11 Peralta Classified Senate Report. Presenter: Roberto Gonzalez
- 4.12 Public Communication on Matters that are Not on the Agenda
- 4.13 Chancellor's Reports

5. FIRST READING

- 5.1 First Reading/Review and Presentation of the FY 2023/24 Adopted Budget Presentation. Presenter: Interim Vice Chancellor Dr. Nathaniel Jones III

6. INFORMATIONAL ITEMS

- 6.1 Review of Administrative Procedure 7900 Employee Remote Work. Presenter: Interim Vice Chancellor, Dr. Ronald McKinley
- 6.2 Approval of All Consent Items

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 Ratification of an ICC Agreement for Parking Concepts, Inc. in the Amount not to Exceed \$400,000.00 to pay for parking for Berkeley City College's Faculty, Staff, Administrators, Students, and Certain Guests. Presenter: Interim BCC President, Dr. Denise Richardson***
- 8.2 ***Consider Ratification of an Amendment to the Agreement between Cabrillo Community College District and Peralta Community College District to Receive Round 6 Regional Strong Workforce Program Grant Funds in the amount of \$1,397,062 and Laney College to receive \$421,664 (a \$20 difference from original amounts). Presenter: AVC Dr. Tina Vasconcellos***

8.3 ***Consider Ratification of the College and Career Access Pathways (CCAP) Partnership Agreement with Lighthouse Community Public School. Presenter: AVC Dr. Tina Vasconcellos.***

8.4 ***Consider Ratification of the College and Career Access Pathways (CCAP) Partnership Agreement with ARISE High School. Presenter: AVC Dr. Tina Vasconcellos.***

8.5 Consider Approval of an ICC Agreement for Timothy Gibbon in the Amount of \$79,300. Presenter: AVC Dr. Tina Vasconcellos.

8.6 Consider Approval of an ICC Agreement with Innova Management Services to Provide Project Management and Outreach for Laney CTE Programs in the Amount not to Exceed \$70,000. Presenter: Laney President, Dr. Rudy Besikof

8.7 Consider Approval of an ICC Agreement for Apprenticeship Programs for College of Alameda in the Amount of \$217,920.00; Presenter: Acting CoA President, Dr. Diana Bajrami

8.8 Consider Approval of an ICC Agreement Between Instrumental Group, LLC and Berkeley City College for BCC Website Redesign and Migration to HubSpot in the Amount of \$76,500. Presenter: Interim BCC President, Dr. Denise Richardson.

8.9 Consider Approval of an ICC Agreement for Zachary Smith in an Amount of \$90,000 to Support Laney College Restoring Our Communities Program (ROC). Presenter: Laney President, Dr. Rudy Besikof

9. CONSENT CALENDAR - FACILITIES

9.1 ***Consider Ratification of Amendment No. 1 to an Independent Consultant Agreement for Professional Services with 3QC, Inc. for Commissioning Services for the Laney College Central Utility Plant Project to Extend the Term of the Agreement by 345 Calendar Days. Presenter: Interim Vice Chancellor Atheria Smith***

9.2 ***Consider Ratification of Change Order No. 1 to the Agreement for Construction Services with Cratus, Inc. for the East Bay Municipal Utility District 36 Inches Waterline Relocation for the Laney College Library Resource Center Project to Extend the Time for Completion in the Agreement by 172 Calendar Days. Presenter: Interim Vice Chancellor Atheria Smith***

9.3 ***Consider Ratification of Amendment No. 3 to the Independent Consultant Agreement for Architectural Services with Studio T-SQ., Inc. for the Elevator Modernization Project at Laney College to Increase the Not-to-Exceed Fee for Services Rendered by \$69,500.00 and Extend Contract Time in the Agreement by 1,097 Calendar Days. Presenter: Interim Vice Chancellor, Atheria Smith***

9.4 ***Consider Ratification of Amendment No. 1 to an Independent Consultant Agreement for Professional Services for Special Inspection Services with Inspection Services, Inc. for the Laney College Central Utility Plant Project to Extend the Term of the Agreement by 406 Calendar Days. Presenter: Interim Vice Chancellor, Atheria Smith***

9.5 ***Consider Ratification of Amendment No. 8 to the Agreement for Architectural Services with Noll and Tam Architects for the new Library + Learning Resource Center at Laney College to Expand Scope of Services with Additional Cost Estimating and Specification Editing Services and Provide for a Commensurate Increase to the Fee for Services Rendered in the Amount of \$34,053.00. Presenter: Interim Vice Chancellor Atheria Smith***

9.6 ***Consider Ratification of Amendment No. 2 to the Agreement for Construction Management Services with Antonio, Inc., to Extend the Term by 30 Days through September 30, 2023. Presenter: Interim Vice Chancellor Atheria Smith***

9.7 ***Consider Ratification of Amendment No. 1 to the Agreement for Construction Management Services with Kitchell/CEM, Inc., for Designated Merritt College Projects to Extend the Term through September 30, 2023. Presenter: Interim Vice Chancellor Atheria Smith***

9.8 ***Consider Ratification of Amendment No. 3 to the Agreement for Construction Management Services with Roebelen Construction Management Services, Inc., to Extend the Term through September 30, 2023. Presenter: Interim Vice Chancellor Atheria Smith***

9.9 ***Consider Ratification of Amendment No. 3 to the Agreement for Construction Management Services with Swinerton Builders dba Swinerton Management & Consulting, to Extend the Term through September 30, 2023. Presenter: Interim Vice Chancellor Atheria Smith***

9.10 ***Consider Ratification of Amendment No. 2 to the Agreement for Construction Management Services with Kitchell/CEM, Inc., to Extend the Term through September 30, 2023. Presenter: Interim Vice Chancellor Atheria Smith***

9.11 Consider Approval of Amendment No. 1 to the Agreement for Architectural Services with AE3 Partners, Inc. for the Provision of Additional Design Services in the Amount of \$146,513.00 for the College of Alameda Aviation Campus, Aviation

Complex Project. Presenter: Interim Vice Chancellor, Atheria Smith

9.12 Consider Approval of an Agreement Incorporating Joint Powers Authority OMNIA Partners Contract for Roofing and Waterproofing Materials and Services with Garland/DBS, Inc. in the Amount of \$436,440 for the Provision of Roofing Replacement Services for the Laney College Tower Building. Presenter: Interim Vice Chancellor Atheria Smith

9.13 Consider Approval of Amendment No. 4 to the Design-Build Agreement with XL Construction for Preconstruction Services to Rebid DSA Approved Documents, Design Services Incorporate Items Arising During the Construction Document Phase and DSA Approval Process, and Engineered Shop Drawings and Material Procurement for the Early Scopes of Work in the Amount of \$2,637,666.00 for the Berkeley City College – 2118 Milvia Street Expansion Project, Which Includes No Change to the Total Compensation. 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, 2023, Through July 31, 2023. Presenter: Dr. Nathaniel Jones III, President, Interim Vice Chancellor, Finance & Administration

10.2 Consider Review of Purchase Order Report for the Period Covering from July 1, 2023, Through July 31, 2023. Presenter: Dr. Nathaniel Jones III, President, Interim Vice Chancellor, Finance & Administration

10.3 Consider Review of Budget Transfer Report for the Period Covering from July 1, 2023, Through July 31, 2023. Presenter: Dr. Nathaniel Jones III, President, Interim Vice Chancellor, Finance & Administration

11. CONSENT CALENDAR - HUMAN RESOURCES

11.1 Consider the Approval to Award a Contract for \$252,000 to McKnight & Associates, Inc. to Conduct a Comprehensive Classification and Compensation Study of Administrative and Classified Positions at PCCD (RFP #22/23-10). Presenter: Interim Vice Chancellor Dr. Ronald McKinley

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

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

11.4 Consider the Approval of Classified Personnel Items. Presenter: Interim Vice Chancellor Dr. Ronald McKinley

12. ACTION ITEMS

12.1 Consider the Approval of a Tentative Agreement between the Peralta Community College District ("District") and the Peralta Federation of Teachers ("PFT") regarding Successor Collective Bargaining Agreement Negotiations. Presenter: Interim Vice Chancellor Dr. Ronald McKinley

12.2 Consider Adoption of Resolution No. 23/24 - 105 Approving an Agreement Incorporating Piggyback Contract for Purchase of Digital Marketing Services from Motimatic, PBC through a Foundation of California Community Colleges Piggyback Contract in an Amount Not to Exceed \$20,000.00. Presenter: Mark Johnson, Executive Director, Marketing, Communication & Public Relations

12.3 Consider Adoption of Resolution No. 23/24 - 106 Adopting a Categorical Exemption Under CEQA for the College of Alameda Aviation Complex Modernization Project. Presenter: Interim Vice Chancellor Atheria Smith

12.4 Consider Adoption of Resolution No. 23/24-107. Authorizing the Purchase of Microsoft Software Licenses Pursuant to FCCC Microsoft Campus Agreement 2024 (Year 4 of 4) in the Amount of \$202,928.00. Presenter: CTIO Antoine Mehoulley

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 2023 pursuant to the delegation of Authority to ensure operational continuity granted to her at the July 25, 2023 Board Meeting