



**Tuesday, December 12, 2023
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**

MEETING WILL BE IN PERSON AND VIRTUAL VIA ZOOM WEBINAR

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

Public comments will be done in person only.

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_oITew925RiOBCM4cA3WvAw

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. CLOSED SESSION 4 PM

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

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

1.3 Public Employee Appointment (Government Code Section 54957)

1.4 Public Employee Discipline/Dismissal/Release

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

2. OPEN SESSION 6 PM

2.1 Call to Order

- 2.2 Pledge of Allegiance
- 2.3 Roll Call
- 2.4 Affirmation of the Statement of Cooperation
- 2.5 Report of Action Taken in Closed Session
- 2.6 Swearing-In Ceremony for Incoming Student Trustee
- 2.7 Annual Organizational Meeting
- 2.8 Approval of the Agenda
- 2.9 Approval of the Minutes - Nov. 14, 2023
- 2.10 Associated Student Government Reports. Presenters: Natay Myers (CoA), Kristiyan Klichev (BCC)
- 2.11 Peralta Classified Senate Report. Presenter: Roberto Gonzalez
- 2.12 District Academic Senate Report. Presenter: Dr. Matthew Goldstein
- 2.13 Public Communication on Matters that are Not on the Agenda
- 2.14 Chancellor's Reports

3. PRESENTATIONS & ACTION

- 3.1 PRESENTATION & ACTION: Consider Approval of the Peralta Community College District Revised 2023/24 Adopted Budget Under Resolution 23/24-107. Presenter: Dr. Nathaniel Jones III, Interim Vice Chancellor
- 3.2 Review of Facilities Assessment. Presenter: Interim Chancellor, Dr. Jannett Jackson & Interim Vice Chancellor of DGS, Atheria Smith
- 3.3 Review of the 2022-23 Annual District Audit Report. Presenters: Dr. Nathaniel Jones III, Interim Vice Chancellor & Ben Leavitt, CWDL Certified Public Accountants

4. CONSENT CALENDAR - CHANCELLOR'S OFFICE

- 4.1 Approval of All Consent Items
- 4.2 Consider Approval of the Board Meeting Calendar for 2024. Presenter: Interim Chancellor Dr. Jannett Jackson
- 4.3 Consider Approval of Out of State Travel. Presenter: Interim Chancellor Dr. Jannett N. Jackson

5. CONSENT CALENDAR - ACADEMIC AFFAIRS

- 5.1 Consider Ratification of a Memorandum of Understanding Memorializing Sub-grant to Partnership for Children and Youth as a Part of the Teacher Assistant Apprenticeship Grant from California Apprenticeship Initiative Awarded to Berkeley City College to Establish a Teacher Assistant Apprenticeship Program with the Division of Apprenticeship Standards Targeting the Education & Social Services Sector in the Bay Area Region in the Amount of \$133,014. Presenter: BCC President, Dr. Denise Richardson
- 5.2 Consider Ratification of the Amendment to the ICC for Erandi Garcia Lopez in the Capacity of UCRC Coordinator (ICC) in the Amount of \$25,000. Presenter: Laney College President, Dr. Rudy Besikof
- 5.3 Consider the Ratification of the Fresh and Natural for Merritt College Student's Free Breakfast Contract in the Amount of \$46,000. Presenter: Merritt College President, Dr. David Johnson.
- 5.4 Consider Approval of the College and Career Access Pathways (CCAP) Partnership Agreement - Oakland Military School College Prep Academy. Presenter: Associate Vice Chancellor of Educational Services, Dr. Tina Vasconcellos
- 5.5 Consider Approval of the College and Career Access Pathways (CCAP) Partnership Agreement - Aspire Public Schools. Presenter: Associate Vice Chancellor of Educational Services, Dr. Tina Vasconcellos
- 5.6 Consider Approval of the College and Career Access Pathways (CCAP) Partnership Agreement - Leadership Public Schools. Presenter: AVC, Dr. Tina Vasconcellos
- 5.7 Consider Approval of the College and Career Access Pathways (CCAP) Partnership Agreement - East Bay Innovation Academy. Presenter: AVC, Dr. Tina Vasconcellos East Bay Innovation Academy

5.8 Consider Approval to Accept the 2023-2024 Ohlone Community College District (fiscal agent) WIOA Career Services contract funded by the Alameda County Workforce Development Board in the amount of \$181,144, Presenter: Acting President of CoA, Dr. Diana Bajrami

5.9 Consider Approval for Laney College to Accept the High Roads construction Careers Partnerships Grant from the State Chancellor's Office in the Amount of \$521,302. Presenter: Laney College President, Dr. Rudy Besikof

5.10 Consider the Approval of an Amendment with Roots Community Health Center, to Provide Health Services to Students in an Amount Not to Exceed of \$404,554. Presenter: AVC Dr. Tina Vasconcellos.

5.11 Consider Approval of Course and Program Additions, Deactivations and Changes. Presenter: Associate Vice Chancellor of Educational Services, Dr. Tina Vasconcellos

5.12 Consider Approval of the Peralta Community College District Strategic Plan. Presenter: Interim Deputy Chancellor/Chief Operating Officer, Dr. Stephanie Droker

6. CONSENT CALENDAR - FACILITIES

6.1 Consider Ratification of Amendment No. 3 to Extend the Term of the Independent Consultant Agreement for Special Services with High Performance Learning Environments aka HPLE, Inc. for the Provision of Supplemental Special Services by 92 days and Provide a Commensurate Fee Increase of \$750,000.00. Presenter: Interim Vice Chancellor, Atheria Smith.

6.2 Consider Ratification of Amendment No. 3 to the Agreement Incorporating Facility Repair and Maintenance Contract with Kone, Inc. to Extend the Term and Provide for a Commensurate Fee Increase of \$197,987.76. Presenter: Interim Vice Chancellor Atheria Smith.

6.3 Consider Ratification of Change Order No. 3 to Increment No. 1 of the Agreement for Construction Services with Wickman Development and Construction for the New Child Development Center Project at Merritt College in the Amount of \$32,402.00 for Additional Scope of Work to Address Unforeseen Conditions. Presenter: Interim Vice Chancellor, Atheria Smith

6.4 Consider Approval of Amendment No. 3 to the Independent Consultant Agreement for Professional Services with Volz Company for the Provision of Supplemental Architectural Services in an Amount Not to Exceed \$225,000.00. Presenter: Interim Vice Chancellor Atheria Smith.

6.5 Consider Approval of Amendment No. 4 to the Independent Consultant Agreement for Professional Services with Fugro USA Land, Inc. to Allow for the Provision of Geotechnical Administrative Support During the Bidding Phase for the Laney College Library Project, Memorialize a Commensurate Fee Increase in the Amount of \$20,000.00 and Extend the Term of the Agreement by 36 Calendar Days. Presenter: Interim Vice Chancellor, Atheria Smith.

6.6 Consider Approval of the Laney College Student Center 2nd Floor Flooring Project (Bid No. 21-22/07) and Release Retention in the Amount of \$6,869.28 to Bhogal Brothers Construction, Inc. Presenter: Interim Vice Chancellor, Atheria Smith.

6.7 Consider Approval of an Agreement for Construction Services with Opening Technologies, Inc. in the Amount of \$56,245.32 for the Provision and Installation of Thirty (30) Classroom Security Mortise Locks with Cover Plates to Retrofit Existing Electrified Locksets at Berkeley City College. Presenter: Interim Vice Chancellor, Atheria Smith.

6.8 Consider Approval of an Agreement for Construction Services with Wickman Development and Construction in the Amount of \$2,617,000.00 for the Secondary Power Substation C Replacement Project at Merritt College. Presenter: Interim Vice Chancellor, Atheria Smith.

6.9 Consider Approval of an Agreement for Infrastructure Construction Management Services with HPLE, Inc., in the Amount of \$750,000.00 for Discreet Districtwide Infrastructure Projects. Presenter: Interim Vice Chancellor, Atheria Smith.

6.10 Consider Approval of an Agreement for Infrastructure Construction Management Services with Cumming Management Group, Inc., in the Amount of \$850,000.00 for Discreet Districtwide Infrastructure Projects. Presenter: Interim Vice Chancellor, Atheria Smith.

6.11 Consider Approval of the List of Firms Prequalified to Provide Infrastructure Program Management Services Districtwide. Presenter: Interim Vice Chancellor, Atheria Smith.

7. CONSENT CALENDAR - FINANCE

7.1 Consider Review of Budget Transfer Report for the period covering from November 1, 2023, through November 30, 2023. Presenter: Dr. Nathaniel Jones III, Interim Vice Chancellor, Finance & Administration

7.2 Consider Review of Purchase Order Report for the period covering from November 1, 2023, through November 30, 2023. Presenter: Dr. Nathaniel Jones III, Interim Vice Chancellor, Finance & Administration

7.3 Consider Review of the Warrant/Payment Report for the period covering November 1, 2023, through November 30, 2023. Presenter: Dr. Nathaniel Jones III, Interim Vice Chancellor, Finance & Administration

7.4 Consider Ratification of the Extension of the Contract for Bond Counsel Services by Orrick, Herrington & Sutcliffe in Connection with the District's Bonds. Presenter: Interim Chancellor, Dr. Jannett Jackson

7.5 CCFS-311 Q1 (First Quarter) Financial and Budget Report for fiscal year 2023-24. Presenter: Dr. Nathaniel Jones III, Interim Vice Chancellor, Finance & Administration

8. CONSENT CALENDAR - HUMAN RESOURCES

8.1 Consider the Ratification of Amendment #1 to the Second ICC Agreement between PCCD and Robert Half International, Inc. to Increase the Contract from \$35,000 to \$50,000 and Extend the Term through December 22, 2023. Presenter: Interim Vice Chancellor, Dr. Ronald McKinley

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

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

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

9. CONSENT CALENDAR - MARKETING

9.1 Consider Acceptance of Memorandum of Understanding Between City of Oakland, Oakland Unified School District, and Peralta Community College District Allowing PCCD to Receive \$160,000 Per Year for Five Years to Pay for Broadcasting and Multimedia Equipment at Peralta TV. Presenter: Executive Director, District Department of Marketing, Communication & Public Relations, Director Johnson

10. ACTION ITEMS

10.1 Consider Approval of Board Policy 6355 for Small Local Business Enterprise Program (SLBE). Presenter: Interim Vice Chancellor Atheria Smith.

10.2 Consider Ratification of Amendment No. 4 to the Independent Contractor Agreement for Special Services with Marina Security Services, Inc. for Dispatch and Community-Based Safety and Security to Exercise the Option to Extend the Term of the Agreement by 61 Days and Provide for a Commensurate Increase to the Compensation for Services Rendered by \$1,103,224.94. Presenter: Interim Vice Chancellor Atheria Smith

10.3 Consider Adoption of Resolution No. 23/24 - 110 Declaring the Futility of Public Bidding and Ratification of Change Order No. 2 to the Agreement for Construction Services with Bhogal Brothers Construction, Inc. for the Laney College Student Center 2nd Floor Flooring Project to Increase the Contract Price by \$14,554.58 and Extend the Term of the Agreement by 185 Calendar Days. Presenter: Interim Vice Chancellor, Atheria Smith.

10.4 Consider Adoption of Resolution No. 23/24-111 for the District Bank Signers. Presenter: Dr. Nathaniel Jones III, President, Interim Vice Chancellor, Finance & Administration

10.5 Consider the Approval of a Cost-of-Living Adjustment (COLA) for both Represented and Unrepresented PCCD Employees, Effective July 1, 2023, Equal to Eighty-Five percent (85%) of the Cost-of-Living Adjustment Funds the District Receives from the State. Presenter: Interim Vice Chancellor, Dr. Ronald McKinley

10.6 Delegation of Authority During Board Recess for Winter Break. Presenter: Interim Chancellor, Dr. Jannett Jackson

10.7 Consider Approval of a Proclamation for Dr. Jannett Jackson. Presenter: Board President, Dyana Delfin Polk

11. REPORTS

11.1 Board of Trustees' Reports

12. ANNOUNCEMENTS

13. ADJOURNMENT

13.1 Meeting Adjournment