

MEMORANDUM OF UNDERSTANDING
PROPOSED BOARD POLICIES AND ADMINISTRATIVE PROCEDURES

This Memorandum of Understanding is entered into between the Peralta Community College District ("District") and the Peralta Federation of Teachers ("PFT"). The parties agree as follows:

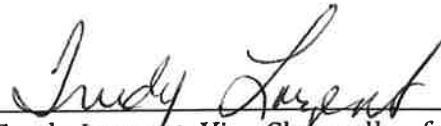
1. At least 30 working days before a proposed District Board Policy or Administrative Procedure is presented to the Planning and Budget Council ("PBC"), the District will make a good-faith effort to notify PFT of the proposed District Board Policy or Administrative Procedure by sending the text of the proposed Board Policy or Administrative Procedure via email to both the PFT President and the PFT Chief Negotiator.
2. The PFT shall, within 10 working days of receipt, notify the District of any proposed District Board Policy or Administrative Procedure which the PFT believes contains items which are negotiable. As part of that response, the PFT shall inform the District as to which aspects of the Policy or Procedure it believes are negotiable and the reason(s) for PFT's belief. **The Union does not, by agreeing to provide such notice, waive its right to subsequently identify additional negotiable effects or impacts. If either party requires more time to review the proposal, or requires information relevant to deciding whether the decision or effects require negotiations, it may request additional time to review the matter. If the parties cannot mutually agree to allow additional time, PFT does not waive any rights it has to challenge the District's action under EERA, Gov. Code Sections 3540 et seq. in moving forward with the proposal.**
3. The District shall respond to the PFT within ten working days of receipt of any PFT notification above and inform the PFT of the following:
 - a. Whether the District agrees or disagrees with PFT's contention(s) of negotiability; and
 - b. If the District disagrees with any contention of negotiability, the District shall so state and shall state the reason for its position.
4. If the District and the PFT agree that items in a District Board Policy or Administrative Procedure are negotiable, both sides shall make a good faith effort to meet and come to an agreement on these issues before the Board Policy or Procedure is submitted to the Planning and Budget Council.
5. If the District and the PFT disagree on whether an item is negotiable, both sides shall nonetheless make a good faith effort to meet, discuss, and resolve their differences before the proposed Board Policy or Administrative Procedure is presented to the Planning and Budget Council (PBC).
6. **Nothing in this agreement is intended to supersede or override Article 3 of the CBA.**

So agreed, 1/7³ 2012



Matthew M. Goldstein, PFT President

So agreed, 1/7³ 2012 ²⁶



Trudy Largent, Vice Chancellor for Human
Resources and Employee Relations, PCCD

v.2 no. 11