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AGENDA

- I. Call to Order
- II. Roll Call
- III. Teleconferencing for Meetings
 - A. Recertify the Resolution (R. 2-21) Authoring Teleconferencing for Meetings Pursuant to AB 361 – *Safaralian*
Description: *The Academic Senate approved resolution R. 2-21 on 10/1/21 to authorize teleconferencing pursuant to recent legislation AB 361, since meeting in person would present imminent risks to the health or safety of attendees. To continue to meet under these abbreviated teleconferencing procedures, AB 361 requires a legislative body to make specified findings not later than 30 days after the first teleconferenced meeting and to make those findings every 30 days thereafter. Academic Senate will reconsider the circumstances of the state of emergency and determine if the emergency continues to directly impact the ability of members to meet safely in person. This item will be a recurring item until the body determines the circumstances no longer support the findings in R. 2-21. The last ratification was on 12/02/22.*
- IV. Persons Wishing to Address the Senate
Members of the public shall have an opportunity to address the committee either before or during the committee's consideration of each item of business to be discussed at regular or special committee meetings, including closed session items. In addition, with limited exceptions, the committee will provide an opportunity at regular meetings to address the committee on any other item of interest which is within the subject matter jurisdiction of the Academic Senate. In order to efficiently manage the business of the committee, the committee chair may limit the amount of time allocated for public testimony for each individual speaker to three (3) minutes, and to limit the total time allocated on a particular issue to fifteen (15), unless waived by the committee (pursuant to Board Policy 2345). Decorum is to be expected by all members of the committee and public as outlined in Board Policy 2355.
- V. Changes to Agenda Order
- VI. Consent Calendar
 - A. Approve Minutes of the Regular Meeting of December 2, 2022
 - B. Approve One Equivalency Request for Gerontology
- VII. Reports
 - A. Academic Senate President – *Safaralian*
 - B. College Superintendent/President – *Cooke*
 - C. Classified Senate – *Phillips*
 - D. Associated Student Government – *Potterf*
 - E. Redesigning the Student Experience – *Askerneese and/or Ha*
- VIII. Old Business
 - A. Approve Forwarding MiraCosta's Nominees for the ASCCC Hayward Award – *Allyn*
Description: *The Faculty Awards Committee put a call out for the ASCCC Hayward Award for "Excellence in Education" and received applications for review. Nominees must have a record of outstanding performance of professional activities, as well as a record of active participation on campus. The Awards Committee is recommending Erica Duran (Full-time Faculty, English, Adult High School) for this prestigious award. This is the second read and comes back to AS for vote.*

IX. New Business

A. AP5300: Student Equity - Stewart

Description: *In accordance with the District's review cycle for administrative procedures, AP5300 has been updated and is being routed to Academic Senate as part of the routing process. This is a first read.*

B. BP5300: Student Equity - Stewart

Description: *In accordance with the District's review cycle for board policies, BP5300 has been updated and is being routed to Academic Senate as part of the routing process. This is a first read.*

C. Latin Honors – Ingato

Description: *Faculty in the biomanufacturing bachelor's degree program would like to include Latin honors for their graduates. This presentation will cover the importance of Latin honors for the bachelor's degree students and the proposed criteria that students will need to meet to earn the honors. This proposal received support from the Academic Affairs Committee (AAC) during its most recent meeting.*

D. Guidelines for AB 2449 – Cooke, Safaralian

Description: *Dr. Cooke worked with legal counsel to assist Academic Senate in creating a set of guidelines for Brown Act committees.*

X. Information / Discussion

A. Native American & Alaskan Native (NDN) Scholarship – Jimenez, Park **[Time certain 9:30am]**

Description: Follow-up of the conversation from the AS meeting of 12/2, regarding the NDN scholarship created by AS, CS, and the IDEA team.

B. Online Mentoring – Julius

Description: Jim Julius will update the senate on the opportunities for faculty support available through the peer faculty Online Mentor program, including 1-1 collegial consultation available now, three adapted @ONE courses which will launch during Flex week in January, and a new process for receiving peer feedback and enhancement suggestions for online classes called VROOM (Voluntary Review Of Online Materials) which will begin in spring.

XI. Senator Reports

Description: *Academic Senators will have the opportunity to make brief announcements and updates.*

XII. Adjournment

An executive order issued on 3-18-20 by the Governor of California indicated that the requirements for having a physical space for meetings has been waived due to the coronavirus (COVID-19). Further, the passage of AB 361 allows for the continuance of conducting meetings remotely. Therefore, meetings will continue to be held remotely until further notice. The public may observe the meeting and offer public comment. A link for remote viewing or calling in is attached to the agenda.

Therefore, Academic Senate (AS) meetings will be held via Zoom. If you wish to attend the meeting and you have another disability requiring special accommodation, please notify the Academic Senate Administrative Assistant at 760-795-6873. The California Relay Service (CRS) is available by dialing 711, or 1-800-735-2929 or 1-800-735-2922.

In compliance with Government Code section 54957.5, nonexempt writings that are distributed to a majority or all of the MiraCosta Community College District Academic Senate in advance of their meetings may be viewed at the Office of the Academic Senate President, One Barnard Drive, Oceanside, California, or by clicking on the Academic Senate's website at <http://www.miracosta.edu/governance/academicsenate/index.html>. Such writings will also be available at the Senate meeting. In addition, if you would like a copy of any record related to an item on the agenda, please contact Debby Adler, Administrative Assistant to the Academic Senate President, at 760.795.6873 or by email at dadler@miracosta.edu.

Audio recordings of AS meetings are available upon request. Please contact the MiraCosta College AS President's Office 760-757-2121 x6213 or dadler@miracosta.edu.

**A Resolution of the MiraCosta College Academic Senate:
Authorizing Teleconferencing for Meetings Pursuant to AB 361 (R. 2-21)**

WHEREAS, on March 4, 2020, Governor Gavin Newsom declared a statewide emergency arising from the coronavirus (COVID-19); and

WHEREAS, on March 17, 2020, Governor Newsom issued Executive Order N-29-20 suspending certain provisions of the Brown Act pertaining to teleconferenced meetings; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order N-08-21 which indicated that Executive Order N-29-20's authorization for holding virtual meetings would expire on September 30, 2021; and

WHEREAS, on September 16, 2021, Governor Newsom signed AB 361 (Rivas) as urgency legislation effective immediately, which provides that legislative bodies may continue to meet remotely during a declared State of Emergency subject to certain conditions; and

WHEREAS, AB 361 amends the Brown Act (Government Code section 54953) to add the following provision:

- (e)(1) A local agency may use teleconferencing without complying with the requirements of paragraph (3) of subdivision (b) if the legislative body complies with the requirements of paragraph (2) of this subdivision in any of the following circumstances:
 - (B) The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees; and

WHEREAS, AB 361 amends the Brown Act (Government Code section 54953) to add the following provision:

- (e)(3) If a state of emergency remains active, or state or local officials have imposed or recommended measures to promote social distancing, in order to continue to teleconference without compliance with paragraph (3) of subdivision (b), the legislative body shall, not later than 30 days after teleconferencing for the first time pursuant to subparagraph (A), (B), or (C) of paragraph (1), and every 30 days thereafter, make the following findings by majority vote:
 - (A) The legislative body has reconsidered the circumstances of the state of emergency.
 - (B) Any of the following circumstances exist:
 - (i) The state of emergency continues to directly impact the ability of the members to meet safely in person.

NOW THEREFORE, BE IT RESOLVED that the MiraCosta College Academic Senate finds that the Governor's March 4, 2020 declaration of a state of emergency due to the COVID-19 pandemic remains active.

BE IT FURTHER RESOLVED, the MiraCosta College Academic Senate finds that due to the state of emergency, meeting in person would present imminent risks to the health or safety of attendees and/or the state of emergency continues to directly impact the ability of the members to meet safely in person due to the prevalence of the Delta variant of the COVID-19 virus, the indoor setting of meeting facilities, the potential presence of unvaccinated individuals attending meetings, the potential for noncompliance with mask wearing requirements, and desire to protect the health of immuno-compromised faculty, staff, students, and the public.



UNOFFICIAL MINUTES

I. Call to Order

Academic Senate President, Leila Safaralian, respectfully acknowledged that MiraCosta is on the traditional territory of the Luiseño/Payómkawichum people. Today, the meeting place of MiraCosta College and its surrounding areas is still home to the six federally recognized bands of the La Jolla, Pala, Pauma, Pechanga, Rincon, Soboba Luiseño/Payómkawichum people. It is also important to acknowledge that this land remains the shared space among Kumeyaay and Ipai peoples. In addition, we pay respect to elders both present and past, the respected keepers of history, culture, wisdom and knowledge. The meeting was called to order at **9:04am**.

II. Roll Call

Members present: Robin Allyn (Coordinating officer), Ingrid Bairstow, Angela Beltran-Aguilar, Sunny Cooke (ex-officio), Karla Cordero, curry mitchell (Vice President), Shawn Firouzian, Jim Julius, Delores Loedel, Don Love, Candy Owens, Brian Page, Hossein Ravanbaksh, Leila Safaralian (President), Krista Warren

Members absent: Tyrone Nagai, Gilbert Neri

Others present: Adrean Askerneese, Tori Fishinger, Donny Munshower, Charlie Ng, Denée Pescarmona, Ingrid Phillips, Mike Potterf, Jim Sullivan

III. Teleconferencing for Meetings

A. Recertify the Resolution (R. 2-21) Authoring Teleconferencing for Meetings Pursuant to AB 361 – Safaralian

Description: The Academic Senate approved resolution R. 2-21 on 10/1/21 to authorize teleconferencing pursuant to recent legislation AB 361, since meeting in person would present imminent risks to the health or safety of attendees. To continue to meet under these abbreviated teleconferencing procedures, AB 361 requires a legislative body to make specified findings not later than 30 days after the first teleconferenced meeting and to make those findings every 30 days thereafter. Academic Senate will reconsider the circumstances of the state of emergency and determine if the emergency continues to directly impact the ability of members to meet safely in person. This item will be a recurring item until the body determines the circumstances no longer support the findings in R. 2-21. The last ratification was on 11/18/22.

MSU (Allyn / Page) to recertify resolution (R.2-21) authoring teleconferencing for meetings pursuant to AB 361.

IV. Persons Wishing to Address the Senate

Jim Sullivan addressed the Senate body to voice his concerns about the direction of professional development at the college. As he hears administrative friends and colleagues push gently but relentlessly for ever-expanded roles in and influence over professional development, he wanted to highlight two myths he believes undergird their efforts. Myth 1: The lack of intentionality and focus is the problem with a faculty-led professional development approach. Myth 2: The best way to “move the needle” on student success is to “buy in” to what outside experts tell us to do. The answer is out there. If the faculty would all just “get on board,” embrace the indoctrination process, and implement these ideas in an orderly, data driven and quantitatively assessed manner then our student success numbers will skyrocket. Unfortunately, the shiny but expensive optimism of Achieving the Dream, the enticing but reductive focus of guided pathways, and the intriguing but oddly cult-like rhetoric of Institute for the Future are not designed to promote authentic collaboration. What these models seek to do is convert, train, and mobilize for top-down implementation, but what we need is an approach that connects, constructs, and catalyzes, an approach informed about “best practices” and data but not “driven” by them. What we should be driven by is our intrinsically generated desire to make MiraCosta an exciting and inclusive environment where students and educators can learn, discover, and create together. If we focus on empowering individual and collective human agency, we can make this college a place that catalyzes change and social justice in our local communities and beyond. While he believes the good people who are our state and local institutional leaders of California’s community colleges share this

dream, 18 years of sitting through all college days and his recent experience of surviving the horrific banality of MIST's online compliance training, were powerful reminders that top down mandatory information dumps are never going to inspire the kind of change we need. Instead, let's rise up together and say no to the Professional Development Industry's lucrative "stone them to death with popcorn" business model and gather together in community, faculty, staff, students, and neighbors, preferably in local community centers without golf courses, and begin the hard work of transformation together. Let's get together and listen, learn, play, laugh, connect and build and let's do so driven not by data but by the authentic, fearless, and sustaining love our wonderful faculty PDP coordinator Aaron Roberts keeps calling us to embrace.

Krista Warren spoke to the MIST trainings that is something new imposed by MCC. AF are confused about the training in MIST and PD. She finds it confusing as senator, AF member, and union leader. Completing PD and district-imposed training has created immense confusion for a faculty member in a leadership role.

V. Changes to Agenda Order –

Item X.A. Changes to AB 928 and AB 1111 is pulled from the agenda and will be presented in the spring when more information can be gathered. Benschop and Senigaglia will attend a few conferences between now and then and come back in February with more information to share.

Item X.B. Guidelines for AB 2449 is pulled from the agenda and will be presented at the next Senate meeting. Dr. Cooke is working with legal counsel and will help us to create the guidelines. This will be presented at the last regular meeting of this semester on December 16th.

VI. Consent Calendar

A. Approve Minutes of the Regular Meeting of November 18, 2022

B. Ratify the Academic Senate Committee List for 2022-2023

Description: Ingrid Bairstow will be stepping down in her role as Associate Faculty Senator as of the 2023 spring semester. The Academic Senate President has the ability to appoint a replacement until such time a vote for a new Senate representative takes place. AS President, Leila Safaralian, is appointing Associate Faculty, Genevieve Griffin to this interim position for the spring 2023 semester. Additionally, Min Choi will be added to the Faculty Assembly.

The consent calendar was approved by unanimous consent with a correction to the minutes of November 18, 2022, noting that Delores Loedel was not present at the meeting.

VII. Reports

A. Academic Senate President

Academic Senate President, Leila Safaralian, was happy to report a great enrollment report. The spring 2023 semester enrollment is up 25%.

Asked everyone to mark their calendars for a January 19th event during Flex week that will be hosted by AS, CS, and PDP. It will focus on human connection. AS is working with Jim Sullivan to plan the day. Informed Senate that there was discussion about making some of the subcommittees of AS, ad hoc committees that would not have to comply with the Brown Act. However, MCC counsel advised that these are standing committees and fall under the rules and purview of the Brown Act. Therefore, all subcommittees of Academic Senate will have to abide by AB2449. Safaralian, Julius, and Adler attended a webinar about the new AB2449 rules. The only new thing they heard is that any member of the committee who will join the meeting(s) via zoom must have their cameras on at all times. A PowerPoint of the webinar presentation is attached to these minutes.

As of today, the input of SLOs data went from 26% to 76%. Thanks to all colleagues and to OAC for leadership and support. Some disciplines are still at 0% and are encouraged to submit their SLO data. The deadline to submit was 11/30; however, it is okay to submit next week. Attend the SLO Wednesday workshops if you need assistance. Krista Warren reminded all that AF are hired per semester and the expectation is that their work be done during that semester. However, AF are being asked to go back to previous assignments for which their work needs to be done in that semester. They do not have permanent positions and people need to remember how AF need to do their work. They are unemployed at the end of each semester and so the notion that AF can go back and do work from past semesters needs to change. It also differs from department to department and from school to school. Different colleges collect their SLOs differently. It's challenging. Hopes to move to standardize it moving forward. Pescarmona agrees that there is a need to systemize this and appreciates Warren's concerns. Part of the CBA is that they can be compensated hourly to participate. An effort was made to ensure funds are

available to pay AF. More than 60% of our classes are taught by AF and we need their voice in the SLO process. Going to try to find ways to do this better moving forward. It was, however, further noted that reporting data to the department chair is an expectation but there is not extra pay for data reporting and collection. The hours of dialogue and meetings and time in those meeting is being compensated. Warren further noted that some AF are being asked to write and report and not necessarily being paid for that and they are afraid to share.

It was noted to mark calendars that the next AS meeting is on January 20th which is also ACD. AS will move the meeting to 1-3pm. It will be the first meeting fully in person at that time.

The [35th Annual All Peoples Celebration](#) will occur on Monday January 16th at the Balboa Park Activity Center. Community space opens at 9am and is free. The event begins at 10am and has a cost of \$15 for general admission. This is open to public.

B. College Superintendent/President

Vice President of Instruction, Denée Pescarmona reported on behalf of Superintendent/President, Sunny Cooke. She noted that it is okay to take time off to be sick and not pushing thru. Covid sick time is still available. She also noted that head count for spring is up. However, FTES is flat. More students are in the system registering but not for the same number of units. We are reengaging our students and a big shoutout was given to SS who has a big push to engage with students with emails and text reminders. There is cautious optimism. Populations that we lost are coming back i.e., males of color and noncredit headcount back to 40%. The college is starting to look at non-matriculated students.

Thanks was given to all for their work and service.

C. Classified Senate

Classified Senate Vice President, Ingrid Phillips, noted that CS has selected a well-deserving classified employee of the semester for fall 2022. The college will gather at El Camino Country Club on Friday, December 9th for the End of Year Celebration. Tickets are still available.

D. Associated Student Government

ASG Public Relations, Michael Potterf, noted that ASG has designated committees for each of its members. Student equity did a presentation, and the five-year capital construction plan was also presented. Most notable was presentation concerned library hours considering the spring closure of the OC library. There are still extended hours, increased hours for finals for this semester and extended hours for online support in the library.

E. Redesigning the Student Experience

Thao Ha expressed her joy in her work with redesigning the student experience, guided pathways, and the summer institute. Hopes to do a better job in spreading the joy and bridge the gaps between what is happening in the classroom and employability and workforce skills and transferable work skills. She will continue to champion that message and do the professional learning and leading. You will receive an invitation to three events in January that are guided pathways focused with new student seminars on 1/9 and 1/10. Students will be meeting with faculty. The goal is to share joy and enthusiasm, curriculum and give insight into pathways they may want to study. January 11th is registration night on the Oceanside campus from 4pm to 7pm. Trying to redesign the incoming experience for students. Also planning a couple of internship and work skills-related events for faculty in the spring. Hoping all funding models can support this work.

VIII. Old Business

A. Current Academic Senate Scholarship and Creating the Native American & Alaskan Native (NDN) Scholarship – Fishinger

Description: The status of the current Academic Senate Scholarship was explained at the last AS meeting. Records show funding to the Academic Senate scholarship began before 1990 without any formal approval. Current criteria of the scholarship is a 2.0 GPA, to a student in financial need. Qualified students must be planning to continue at MiraCosta College and enroll in six units or more. There is no endowed agreement on file. An endowed agreement with agreed upon criteria needs to be created. Additionally, a review of the processes was discussed to establish a new scholarship for MiraCosta's Native American & Alaskan Native (NDN) students based on goal #4 of the Academic Senate from last year. This is the second read of this proposal.

MSU (Ravanbaksh / Bairstow) to approve the criteria for the existing Academic Senate endowed scholarship with amended criteria. The new criteria will include a 2.0 GPA or a co-written letter with a professor, student in financial need, students must plan to continue at MCC and be enrolled in six or more credits, is available to noncredit students with credit equivalent to noncredit hours.

It was again noted that this scholarship is already endowed and part of the annual application process. It was further explained that the money for this endowed scholarship is invested so that no donations towards the scholarship are required. Interest is accrued each year to help pay out the scholarships.

MSU (mitchell / Owens) to approve the creation of the new MiraCosta College Native American & Alaskan Native (NDN) student scholarship for an amount of \$1,000 sponsored by AS, CS, and Wendy Stewart's IDEA team and with a goal of endowment at a total of \$15,000.

The criteria for the NDN scholarship were created by the NDN committee.

The criteria include:

- This is a merit-based scholarship that considers lived experiences
- Advocacy within the Native community
- Extracurricular (club involvement and leadership)
- Disproportionate impact
- Experience as a historically underserved student
- Course load
- Students must be currently enrolled at MCC
- Students must provide a personal statement

The scholarship amount will be \$1000 and is supported by AS, CS, and the Chief IDEA Officer (Wendy Stewart) team. A question was raised about the name "NDN" and if the committee named themselves.

There was confusion about the letter "D" in the name and if this is an acronym for something. It was noted that NDN is a shortening of Native Indian and used to refer to themselves. It was further decided to let the committee choose the criteria and AS will not make modifications to the criteria they have created. AS is supporting the scholarship and criteria can be modified at a later date if necessary. It was decided that Omar Jimenez will be invited to the Senate meeting of 12/16 to talk more about the criteria for the scholarship and the name.

Associate Director of the Development/Foundation, Tori Fishinger, also noted that the current AS scholarship can be revised and ready as soon as next week after signatures are received.

B. Salary Advancement Applications – Donny Munshower

Description: Nine (9) faculty members, both full-time and associate, have submitted applications for Approval of Coursework/Activities Toward Advancement on the Salary Schedule, based on their continued professional development. The Salary Advancement Committee (SAC) has reviewed the applications and brings them to Academic Senate for a second read and approval.

MSU (Loedel / Bairstow) to approve nine applications for both full-time and associate faculty members who have submitted applications for Approval of Coursework/Activities Toward Advancement on the Salary Schedule, as presented.

IX. New Business

A. Approve Forwarding MiraCosta's Nominees for the ASCCC Hayward Award – Robin Allyn

Description: The Faculty Awards Committee put a call out for the ASCCC Hayward Award for "Excellence in Education" and received applications for review. Nominees must have a record of outstanding performance of professional activities, as well as a record of active participation on campus. The Awards Committee is recommending Erica Duran (Full-time Faculty, English, Adult High School) for this prestigious award. This is the first read and will come back to AS for a second read and vote on 12/16/22.

It was explained that there is only one application for a full-time faculty member and there is no application for an associate faculty member this year. The Awards Committee may make some friendly amendments to the application after working with the Writing Center to write to the rubric.

B. Guidelines for AB 2449 – Sunny Cooke, Leila Safaralian

Description: Dr. Cooke is working with legal counsel to assist Academic Senate in creating a set of guidelines for Brown Act committees.

This agenda item was tabled until the next regular meeting of Academic Senate on 12/16/22.

X. Information / Discussion

A. Changes to AB 928 and AB 1111 – Joanne Benschop, Angela Senigaglia

Description: A presentation will be given about the upcoming changes resulting from AB 928 and AB 111 and how CPC will be handling these changes.

This agenda item was tabled and will come back at a future meeting.

B. AS Goal Taskforce Groups Breakout Session

Description: *The taskforces for each Academic Senate goal: Goal #1 Teaching and Learning, Goal #2 Onboarding, and Goal #3 Enrollment and Course Offerings, will convene to review and plan. If time allows, they will reconvene and share their discussions and progress.*

The taskforces broke into groups at 10:51am.

Breakout room #1: Taskforce for Goal #1 Teaching and Learning, was led by Curry Mitchell.

Breakout room #2: Taskforce for Goal #2 Onboarding, was led by Robin Allyn.

Breakout room #3: Taskforce for Goal #3 Enrollment and Course Offerings, was led by Leila Safaralian.

The taskforces reconvened at 11:20am but there was not time to report to the full Senate body about their discussions.

XI. Senator Reports

Delores Loedel announced that PTK is having a gently used or new warm clothing and blanket drive that will be donated to Father Beno's. There are drop boxes at all three campuses. As the CCC CTE liaison noted they will finally have some meetings. They are reorganizing for the school year. Two meetings coming up on 12/5 and 12/16.

Krista Warren gave a shoutout about the celebration of the retirement of Glen Joiner who is retiring.

Robin Allyn noted the Stanback Stroud Diversity Award will be due February 5th. This is for faculty or a group of faculty working in the area of DEI. She also noted that work is being done on associate faculty recognition for their years of service. There are about 40 associate faculty who have been at MCC pre-SURF, and they will be recognized at the spring celebration of excellence.

Hossein Ravanbaksh noted that the CLC is home for students from 22 different countries with many diverse cultures. They will be celebrating their diversity day which is done annually in December. The theme this year is The Languages We Speak at the CLC.

Candy Owens reminded everyone that EOPS still has holiday angels. If you want to stop by and pick up an angel which will give gifts for student's children and siblings. Call EOPS at 795-6680 or donate.

EOPS has open applications for students for next semester. They have an increased book voucher that went from \$250 to \$350 and book loan program at no cost for books.

Jim Julius noted the email that everyone should have received from Sean Davis about 1:1 mentoring formerly resuming. The MOU for this was renegotiated and finalized this semester. The mentors are great faculty support as you wrap things for this semester and look ahead to the spring semester.

Michael Potterf noted that within ASG's public relations workshop, they created a form and flyer to engage students in events for the spring semester. The data collected will be valuable to help set up events for the spring. Although the form is titled with ASG, they would like to share it with anyone interested in creating events to help build the community among students on campus and will share this with Academic Senate to spread as wide as possible.

Sunny Cooke joined the meeting and thanked everyone for their support of the scholarship. She also echoed what people are saying about taking care of yourselves. Further thanked all for what they do and wished everyone happy holidays. Cooke further mentioned that she hopes to get something from legal counsel concerning AB2449 by next week to share at the next meeting of Academic Senate.

XII. Adjournment – The meeting adjourned at 11:22am.



ACADEMIC SENATE
for California Community Colleges
LEADERSHIP • EMPOWERMENT • VOICE

The Brown Act and Recent Legislation

Cheryl Aschenbach, ASCCC Vice President

Erik Reese, ASCCC Area C Representative



Brown Act

Transparency
Inclusion



Outline

- Background
- Legislative Bodies & Application to Academic Senates
- Basic Requirements
- Impact of COVID19 and Recent Legislation



Caveat

- We are not lawyers
- Seek advice from a trained professional



Background



Gov Code §54950

- In enacting this chapter, the Legislature finds and declares that the public commissions, boards and councils and the other public agencies in this State **exist to aid in the conduct of the people's business.** It is the intent of the law that their **actions be taken openly and that their deliberations be conducted openly.**



Gov Code §54950

- **The people of this State do not yield their sovereignty** to the agencies which serve them. The people, in delegating authority, do not give their public servants the right to decide what is good for the people to know and what is not good for them to know. **The people insist on remaining informed** so that they may retain control over the instruments they have created.



Legislative Bodies



Legislative Body (Gov Code §54952)

- Local body created by state or federal statute
- Committee (decisionmaking or advisory) created through formal action of a legislative body
- Standing committees with a continuing subject matter jurisdiction ~~OR~~ a fixed meeting schedule by formal action



What About Local Academic Senates?

- Joint action by faculty of a community college and district board is required to establish an academic senate
- This constitutes a formal action
- Attorney General Opinion 83304 (1983)



Basic Requirements



Brown Act Key Requirements

- Agenda posted 72 hours in advance
- Specify time and location of meeting
- Posted in a location that is freely accessible to members of the public and on committee website (if there is one)
- Provide opportunity for members of the public to attend and address the legislative body
- Only deliberate on items on the agenda
- Publicly report any action taken and vote of each member present
 - No secret ballots for actions



Public Deliberations

- Business of the legislative body must be performed in public
- Careful:
 - A series of contacts that lead to a discussion with a majority of members
 - Communications that reveal positions of other members of the body
- Members may congregate
 - Simply do not discuss items within the bodies subject matter



Teleconferencing



Ever wonder why legislative bodies largely meet in person?

- Teleconferencing requires § 4953b):
 - All votes by roll call
 - Agendas posted at all teleconference locations
 - Each teleconference location is identified in the agenda and notice of meeting
 - Each teleconference location is accessible to the public
 - Members of public may address the legislative body at each teleconference location





Legislation & Teleconferencing



State of Emergency Options: AB 361 (Rivas)

- First executive orders and then AB 361 (Rivas) suspends some teleconference restrictions
- All votes still by roll call
- Teleconference disruption precludes taking any action
- Reconsider health and safety concerns every 30 days (majority vote)
- In effect until Jan 1, 2024
- State of emergency is declared by the Governor per Gov Code § 85625



Recently Signed Legislation: AB 2449 (Rubio)

- If quorum of members at same location in person
 - Then some may participate via teleconference
 - Non-emergency: just cause and provides notice
 - Emergency provisions as well
 - Limited to 3 months or 20% of regular meetings
 - Must have both video and sound
 - Process for ADA compliance
 - All votes still by roll call
 - Teleconference disruption precludes taking any action
-
- In effect until Jan 1, 2026



AB 2449 (Rubio) Cont.

- Emergency circumstances: physical or family medical emergency
- Just cause:
 - Childcare or caregiving need of a child, parent, grandparent, grandchild, sibling, spouse, or domestic partner
 - Contagious illness
 - Physical or mental disability not otherwise accommodated
 - Travel while on official business of the legislative body or another state or local agency



Brown Act “Eras”

- Now through Dec 31, 2022
 - Traditional Brown Act and AB 361
- Jan 1, 2023 Dec 31, 2023
 - Traditional Brown Act, AB 361, and AB 2449
- Jan 1, 2024 Dec 31, 2025
 - Traditional Brown Act and AB 2449
- Jan 1, 2026 ?
 - Traditional Brown Act
- Unless more legislation comes



Even More Recently

Governor will end state of emergency on Feb 28, 2023



Parliamentary Procedure



Parliamentary Procedure

- How meetings are conducted is up to Senate
- Robert's Rules is not the only guide
- Consistency and transparency are key





Critical Information



Caveat

- We are not lawyers
- Seek advice from a trained professional





Brown Act

Transparency

Inclusion



Send questions to [info@ asccc.org](mailto:info@asccc.org)

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Karen Chow
De Anza College

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Erik Reese
Moorpark College

Area D Representative

Manuel Vélez
San Diego Mesa College

North Representative

Christopher Howerton
Woodland College

North Representative

Eric Wada
Folsom Lake College

South Representative

Amber Gillis
Compton College

South Representative

Robert L. Stewart Jr.
Los Angeles Southwest College

At-large Representative

Carrie Roberson
Butte College

At-large Representative

Juan Arzola
College of the Sequoias

Executive Director

Krystinne Mica

Subject: Hayward Award for "Excellence in Education"

The Academic Senate for California Community Colleges (ASCCC) is pleased to announce the call for nominations for the Hayward Award for "Excellence in Education." Sponsored annually by the Foundation for California Community Colleges, this award honors community college full-time and part-time faculty who demonstrate the highest level of commitment to their students, college, and profession. Award recipients, nominated by their college academic senate and selected by representatives of the ASCCC must have a record of outstanding performance of professional activities, as well as a record of active participation on campus.

Basic Information

- Each local academic senate may nominate one full- and part- time faculty member; however there can only be one honoree from each college.
- All faculty, classroom and non-classroom, are eligible for consideration.
- Previous nominees who did not receive the award may be re-nominated.
- Up to four recipients (two full-time and two part-time faculty) may be chosen and honored at the Board of Governors meeting in March.
- Completed online applications must be received by the **ASCCC office by 11:59 p.m. on December 18, 2022.**

The selection process will be completed by February 2023. Winners will be honored at the March 2023 Board of Governors meeting. Please note, that the recipients of this award will be asked to submit a current photo. Although only four faculty recipients may be honored by the Board of Governors, we hope each college will honor its individual nominee.

Nomination Guidelines

Each college academic senate may forward to the ASCCC the name of up to two nominees (one full- and one part-time) for the Hayward Award for "Excellence in Education." The criteria to be used in making the final selection include the following:

A. The candidate(s) should be committed to serving and empowering students from diverse backgrounds and experiences. The candidate's application and supporting letter from the local senate should reflect this commitment.

B. The candidate(s) should be committed to serving the institution through participation in professional and/or student activities. There should be evidence of participation with the academic senate, department, or student groups.

C. The candidate(s) should be committed to the fundamental principles of the California Community College mission. There should be evidence of support for open access and for helping students succeed. The candidate's application should reflect a commitment to the college at which the candidate works, perhaps through suggestions of ways the candidate has helped to improve the educational environment.

D. The candidate(s) should be committed to education. There should be evidence that the candidate maintains currency in the discipline and communicates to students and colleagues an enthusiasm for the discipline and for education in general.

E. The candidate(s) should be committed to serving as a representative of the profession beyond the local institution through service in statewide and/or national activities. There should be evidence of activities that reveal a broader scope of interest, perhaps through publications, participation in community groups, or participation in state or national organizations.

Application Procedure and Checklist:

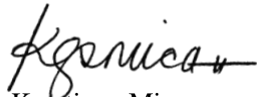
1. An online application form completed by the nominating college.

The candidate should explain their qualifications for consideration as a recipient of the Hayward Award for "Excellence in Education." Applications will be redacted for any reference to the nominee and the nominee's college and community prior to the selection committee's review.

2. Local academic senate letter of candidate support, two-page maximum, **submitted along with the online application.** Please explain the candidate's qualifications for consideration as a recipient of the Hayward Award for "Excellence in Education." Applications will be screened for direct or indirect reference to the nominee and the nominee's college and community.

3. Candidate's curriculum vitae, submitted with the online application form. CVs will be redacted for any reference to the nominee and the nominee's college and community prior to the selection committee's review. Please include the following in the vitae: Professional Experience including positions held, professional affiliations, campus activities, and educational background, as well as any awards and honors, publications and presentations, and community activities.

Collegially,



Krystinne Mica
Executive Director

The Hayward Award– Rubric

- a. Commitment to serving and empowering students from diverse backgrounds and experiences (0-5 points)
- b. Participation in campus, professional, and/or student activities (0-5 points)
- c. Commitment to education and currency in the discipline (0-5 points)
- d. Commitment to the mission of California community colleges (0-5 points)
- e. Community, state and/or national activities that represent the profession (0-5 points)

Total points possible 25

| | 0 | 1 | 2 | 3 | 4 | 5 |
|--|-------------|---|--|--|--|---|
| a. Commitment to serving and empowering students from diverse backgrounds and experiences | Not present | Awareness of the value for student centered operations is shown but lacks evidence of activities demonstrating commitment to serving students. | Evidence detailing activities demonstrating minimal commitment to serving students included in the application. | Evidence detailing some activities demonstrating a strong commitment to serving students in candidate form. Some evidence in supporting letter as well. | Significant evidence detailing activities demonstrating a strong commitment to serving students in both candidate form and supporting letter. Activities demonstrate willingness to go beyond standard expectations in job description. | Exemplary evidence detailing activities demonstrating a strong commitment to serving students in both candidate form and supporting letter. Activities demonstrate inclusion, diversity, equity, anti-racism and accessibility (IDEAA) and willingness to go beyond standard expectations in job description. |
| b. Participation in campus, professional, and/or student activities | Not present | Evidence shows limited participation in one or more campus activities. | Evidence shows engaged participation and leadership in at least one campus activity or project. | Evidence shows engaged senior leadership (president, chair, etc.) in at least one campus activity or project. | Evidence shows long term engaged senior leadership (president, chair, etc.) in multiple campus activities and projects. | Exemplary evidence shows long term engaged senior leadership (president, chair, etc.) in multiple campus activities and projects that |

| | | | | | | |
|---|-------------|--|---|---|--|---|
| | | | | | | demonstrate inclusion, diversity, equity, anti-racism and accessibility (IDEAA) |
| c. Commitment to education and currency in the discipline | Not present | Evidence of interest and limited engagement in discipline related activities. | Evidence of engagement in at least one regional, state, or national discipline group, industry, or professional organization. | Evidence of criteria from #2 as well as engagement with department faculty to similarly engage them in their discipline communities. | Evidence of engagement in multiple organizations and sustained engagement with department faculty and students to similarly engage them in their discipline communities. | Exemplary Evidence of engagement in multiple organizations and sustained engagement with department faculty and students to similarly engage them in their discipline communities with evidence of inclusion, diversity, equity, anti-racism and accessibility (IDEAA) |
| d. Commitment to the mission of California community colleges | Not present | Description details an understanding of one or two aspects of the community college mission. | Description details a broad understanding of CCC mission and how candidate's role affects all aspects of the mission including evidence of commitment to open access. | Evidence of criteria from #2 with a description of some candidate activities that directly support open access and student success. | Strong evidence for multiple activities directly supporting several aspects of the CCC mission. Evidence of activities being institutionalized that lead to sustained support for open access and helping students succeed across the curriculum. | Exemplary evidence for multiple activities directly supporting several aspects of the CCC mission with evidence of inclusion, diversity, equity, anti-racism and accessibility (IDEAA). Evidence of activities being institutionalized that lead to sustained support for open access and helping students succeed across the curriculum. |
| e. Community, state and/or national activities that represent the profession | Not present | Evidence of interest and limited representation in regional, state or national activities that extend their participation and influence beyond their discipline or institution. | Evidence of sustained representation in at least one regional, state or national discipline group, industry, or professional organization. Descriptions detail a broader scope of activities such as serving on committees outside of their core interests. | Evidence of sustained representation in at least one of the previously mentioned organizations in a leadership role to further that organization's purposes while also broadening their abilities as a leader and their capacity to represent in areas that are not traditional to their expertise. | Evidence of sustained representation in several of the previously mentioned organizations as an experienced leader and evidence of engagement with other like-minded participants to improve upon their participation and experiences as well as to further the organization's purposes. | Exemplary evidence of sustained representation in several of the previously mentioned organizations as an experienced leader and evidence of engagement with other like-minded participants to improve inclusion, diversity, equity, anti-racism and accessibility (IDEAA). |

Erica Duran

Full-time Faculty, English (Adult High School)

Please describe your commitment to serving and empowering students from diverse backgrounds and experiences (200 word max):

I've spent most of my teaching career working with students from marginalized and disproportionately impacted populations, so I have always had a passion for meeting the needs of students from diverse backgrounds.

I'm researching diversity, equity, and inclusion best practices in teaching, and investigating the campus culture of my own school to determine whether students feel the benefits of these types of trainings that faculty regularly attend. My goal is to understand the gaps between research/training and real-world practices. My sabbatical will result in a re-design of some elements in my courses to ensure diverse perspectives are not only valued, but fully represented in every area of my curricula. For example, I recognize the value of diversity in the academic sources we provide to students, so my curricula features BIPOC-produced reading and videos.

Using the Center for Urban Education's Syllabus Review Guide and the Peralta Equity Rubric, I have re-written my syllabi with inclusive and supportive language. I have de-centered myself and empowered students to act as both learner and teacher, so students are allowed to choose their own topic from a theme I provide and write about the significance it holds in their lives and those around them.

Participation in campus, professional and/or student activities?" (200 word max).

My participation in campus activities and governance clearly demonstrates my long-term engaged senior leadership in multiple projects that demonstrate inclusion, diversity, equity, anti-racism and accessibility (IDEAA).

I regularly attend student-centered activities such as the LGBTQ+ Lunch and Learn Talks, the annual Cultural Competency Conference, the CLC Reading Festival, Umoja Porch Talks, the Black and Brown Nerds Expo, and UndocuAlly events. I've also completed Basic Needs training, Undocumented Student Ally training; PRIDE Inclusion training; and Black Community Ally Training, to support students holistically.

While at MiraCosta, I've served on multiple committees, including for the National Adult Education Honor Society, Adult High School Commencement, Noncredit Scholarships Selection, Student Learning Outcomes and Assessment, English Department Assessment Subcommittee, Strong Workforce Advisory Group, Prop MM CLC Renovation, and Undocumented Student Action Week Planning.

I have led professional development trainings college-wide on anti-racism (Why Am I Uncomfortable? Let's Talk About Race) and incorporating diverse sources to reach DI student populations; developed an award-winning online faculty training course to help non-credit instructors transition to online teaching; and taught numerous professional development events for noncredit faculty, including how to use assessments to inform teaching practices and curriculum development for ELL and Adult High School students.

Explain your commitment to education and currency in your discipline (200 word max).

I have a long history of actively engaging in academic research, publishing, and conferences to remain current in my field.

In 2010, I began teaching STEM themes in my first-year composition (FYC) courses. With a teaching colleague, I developed a curriculum to help FYC students research, analyze, and teach scientific topics to their classmates. I grew more passionate about this theme as I saw students begin to make connections between the technology they learned in class and the technology they encountered in the real world. I have continued to teach this theme, and evolve it over time, in my work as a non-credit English instructor. My work now more heavily involves the research and curriculum development of the impact diversity, or lack thereof, has in the sciences. .

In 2020, my colleague and I published our first book, *Science and Technology*, a Bedford Spotlight Reader. In 2022, our chapter, "STEAMing Up Composition: Inquiry-Based Learning and the Non-Traditional Student," was published in *Writing STEAM: Composition, STEM, and a New Humanities*. We have just finished another STEM-related article for the *Journal for the Assembly of Expanded Perspectives on Learning* that is due out in Summer 2023.

Describe your commitment to the mission of California community colleges and commitment to open access (200 word max).

The California Community Colleges' Vision for Success includes seven "core commitments, including commitments that are student-centered and focused on data-informed pathways to education and employment." My diverse work as an educator and a writer are evidence of my deeply held and ongoing commitment to all of these goals as a noncredit educator, where the student population is more diverse than credit courses and immediately employment is often a short-term goal, my passion for open access is accentuated.

In support of goal #7, "lead the work of partnering across systems," I have worked as Chair for Short Term Vocational programs to spearhead the development of a first-of-its-kind curriculum in partnership with the San Diego Housing Federation. Using labor market data from the Centers of Excellence to inform the creation of this program, we developed classes to train nontraditional students as property managers in the affordable housing industry. Additionally, I applied for and received a \$77K Strong Workforce grant to cover tuition of 40 affordable housing certificate earners to take preparation courses for the CA Real Estate License exam.

Describe your community, state and/or national activities that represent the profession (200 word max).

I've had the pleasure of attending and presenting at numerous local and national conferences related to my various roles at the college.

As an English instructor, I presented writing and composition-related research at the Conference on College Composition and Communications (4 C's) and Pacific and Modern Language Association conference.

In my noncredit faculty role, , I presented at the two largest Continuing Education conferences: the Coalition on Adult Basic Education conference and California Adult Education Program Summit.

Due to my ongoing curriculum development in multiple arenas, for both faculty (noncredit-specific online training) and students, I was invited to present to the U.S. Department of Education's LINCS program with an ESL colleague. Additionally, I presented at the 2022 Affordable Housing and Community Development conference with a panel of colleagues from the San Diego Housing Federation and Center of Excellence.

Finally, I have presented and/or worked closely with community partners to provide informational sessions on specific noncredit programs. In 2022 I worked with AHS colleagues to present information to the Vista Adult Transition (VATC) Program to assist currently enrolled AHS/VATC students. I was also invited to speak at Oceanside City Hall for their Annual Landlord/Property Manager Workshop.

The district has a student equity plan. Following approval by the MiraCosta Community College District Board of Trustees, the plan is filed as required to the California Community Colleges Chancellor's Office.

The development of the student equity plan shall entail the following:

- The active involvement of constituent groups on campus.
- Involvement by appropriate people from the community who can articulate the perspective and concerns of historically underrepresented groups.
- Campus-based research as to the extent of student equity.

The student equity plan shall address:

- Institutional barriers to equity.
- Goals for access, ~~course completion~~, retention, degree and certificate completion, English as a Second Language (ESL) and basic skills completion, and transfer for ~~target groups~~ each historically underrepresented group.
- Activities most likely to be effective to attain the goals, including coordination of existing student equity related programs.
- Sources of funds for the activities in the plan.
- A schedule and process for evaluation of progress towards the goals.
- An executive summary that describes the groups for whom goals have been set, the goals, the initiatives that the district will undertake to achieve the goals, the resources budgeted for that purpose, and the district officer or employee who can be contacted for further information.

The student equity plan shall be developed, maintained, and updated under the supervision of the ~~dean of counseling and student development~~ Chief Inclusion, Diversity, Equity, and Accessibility Officer.

Steering:

IDEA / AS/Admin/CSC

The Board of Trustees is committed to assuring student equity in educational programs and college services. The superintendent/president shall establish and implement a student equity plan that meets the Title 5 standards for such a plan.

Sample AS Agenda

Agenda item:

Remote member attendance

Description

- Committee will consider remote participation of members under the provisions of AB 2449, if any.

Possible entries in the minutes:

- No members requested to participate remotely under the provisions of AB 2449.
- Or, if someone has requested remote participation, it might be under Just Cause provisions, or under emergency provisions.
 - [x,x,x] requested remote participation under the Just Cause provisions of AB 2449. Just Cause provisions are consent because the law says there is no formal need for approval.
 - No objections were raised to the remote participation of [x,x,x] under the Just Cause provisions of AB 2449. So it's approved by unanimous consent.
Or, if objections were raised:
 - A motion to deny the remote participation of [whichever xs are being denied] under the Just Cause provisions of AB 2449 was made. MSU/MSP/MSF
 - [y,y,y] requested remote participation under the emergency provisions of AB 2449.
A motion to approve [or deny, depending on what allows the committee to meet in compliance with AB 2449] the remote participation of [y,y,y] under the emergency provisions of AB 2449 was made. MSU/MSP/MSF
Or, if some of the ys are ok to participate remotely but some are not, this may need to be broken into separate motions.