



Associated Student Government
MiraCosta College
Attn: Student Life & Leadership, MS12A
One Barnard Drive Oceanside, CA 92056

**ASSOCIATED STUDENT GOVERNMENT
NOTICE OF REGULAR MEETING OF THE EXECUTIVE COUNCIL**

Date Agenda Emailed/Posted: Feb 20, 2024

**TO MEMBERS OF THE
STUDENT SENATE AND MEMBERS OF THE PUBLIC**

This meeting of the Associated Student Government of MiraCosta College's Executive Council will be held in person.

MEETING INFO:

Friday, February 23, 2024, 8:30 - 9:30 AM
1 Barnard Dr, Oceanside, CA 92056, Aztlan B
Link for remote viewing and public comment:
<https://miracosta-edu.zoom.us/j/92947308977>

In accordance with the Americans with Disabilities Act, should special assistance or reasonable accommodation be required to participate in this meeting, please contact the Associated Student Government at ASG@miracosta.edu or via 760-795-6883. Notification of the need for special assistance is requested 48 hours prior to the meeting date and time to allow sufficient time to prepare.

Special note: All meetings are currently held in-person, however on September 13, 2022, California Governor Gavin Newsom signed California Assembly Bill 2449 (AB 2449) into law. This bill changes remote attendance rules under Ralph M. Brown Act's open meeting laws. With an effective date of January 1, 2023, AB 2449 imposes four periods of differing rules on remote access to, and member attendance of, local agency public meetings under the Ralph M. Brown Act (Brown Act). Further, a state of emergency is no longer in effect and so governing bodies will now meet in person with the possibility of approved remote attendance. The public may observe the meeting remotely or in person and offer public comment. A link for remote viewing or calling in is noted on the agenda.

Regards,
Bianca Rosales
President, Associated Student Government
MiraCosta College
cc: Student Senate Members & Advisors
Meeting Distribution List



EXECUTIVE COUNCIL

Friday, February 23, 2024, 8:30 - 9:30 AM

1 Barnard Dr, Oceanside, CA 92056, Aztlan B

Link for remote viewing and public comment:

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AGENDA

1. **Call to Order**
2. **Remote Member Attendance Description:** The Senate will consider remote participation of members under the provisions of AB2449, if any.
3. **Roll Call**
 - a. Voting Members: Executive Council (listed in alphabetical order by last name)
 - i. Zaleia Bullock, Inter-Club Council Vice Chair
 - ii. Augustin Dao, Vice President of Diversity, Equity, & Inclusion
 - iii. Shann Davis, Director of Public Relations
 - iv. Rahime Demirci, Director of Legislative Affairs
 - v. Michaela Garcia, Inter-Club Council Chair
 - vi. Anastasia Hrobova, Director of Finance
 - vii. VACANT, Vice President of the Community Learning Center
 - viii. Edrei Padilla, Executive Vice President
 - ix. Kenneth Pilco, Student Trustee
 - x. Brandon Quandt, Vice President of the San Elijo Campus
 - xi. Bianca Rosales, President & Chair
 - b. Non-Voting Members:
 - i. Terrence Shaw, Advisor & Director of Student Life & Leadership, Oceanside
 - ii. Jared Rodrigues, Advisor & Interim Director of Student Services, San Elijo
 - iii. Nick Mortaloni, Advisor & Dean of Student Affairs
 - iv. Olivia Elmer, Administrative Support Assistant, ASG
4. **Public Comment:** Members of the audience may address any item or item listed on the agenda. A time limit of two minutes per person and ten minutes per topic will be strictly enforced by a two-thirds majority vote.
5. **Approval of the Agenda *:**
6. **Approval of the Minutes:** 02.09.24
7. **Discussion and Possible Action Items:** Each person will be allowed to speak on each item a maximum of three times. There is a two-minute time limit for each time. In the interest of time, please try not to repeat what has already been said.

- a. **Standing Executive Committee & Working Group Goal and Updates:** Members will be updated on committees' goals and actions (15 min.)
- Student Trustee (Pilco):
 - Finance Committee (Hrobova):
 - Inter Club Council (Garcia):
 - Community Learning Center Work Group (VACANT):
 - Public Relations Work Group (S. Davis):
 - San Elijo Work Group (Quandt):
 - Diversity Equity and Inclusion Work Group (Dao):
 - Law Work Group (Padilla):
 - Legislative Affairs Work Group (Demirci):
 - Appointment Work Group (Padilla):
- b. **Standing Appointment Recommendations:** Members may review and vote on appointments, personnel matters, or consider Senator and Student at Large of the month recipients. (President or EVP, 15 min.).
- i. Vice President of the Community Learning Center - Vacancy
- c. **Vice Chair Appointments:** Members will ensure chairs have appointed a vice chair as noted in the ASG Constitution: "Committees and working groups will appoint a vice chair at the start of each semester. The Vice Chair shall fulfill the duties of the chair in their absence" (p. 8).
- d. **A Letter to ASG from GSA:** Members will review and discuss a letter sent in. (President, 10min)
8. **Advisor Updates** (5 minutes): This time is reserved for Advisors and staff to provide updates so long as it pertains to ASG business.
9. **Communication from the Floor** (6 minutes): This time is reserved for any Council members to make announcements on items not on the agenda or bring forward information for general discussion so long as it pertains to ASG business. This time is also allotted to members wishing to give a report. A time limit of three (3) minutes per speaker shall be observed. No action will be taken and the total time limit for this item shall not be extended. Please contact the ASG President for any items that need to be placed on a future agenda. (Brown Act §54954.2)
10. **Announcements**
11. **Adjournment**

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Government at asg@miracosta.edu or via 760-795-6883. Notification of the need for special assistance is requested 48 hours prior to the meeting date and time to allow sufficient time to prepare.

Special note: All meetings are currently held in-person.

Members of the public may be added to the Meeting Distribution List to receive email copies of agendas. Contact asg@miracosta.edu if you wish to be added to the list.

* Approval of the Agenda: The Chair reserves the right to amend the agenda with Senate consensus.

2023-24 ASG Standing Rules

1. Members will wear their name tags at all ASG events (and meetings), or if participating in a virtual event, they will update their name and ASG role as their title (ex: update name on zoom to: "Name, ASG role").
2. Members will exercise respect and civility inside and outside of the Student Senate while being mindful of others speaking and sharing air time.
3. Members will limit their use of electronic devices in ASG meetings to the business of ASG, such as agendas or agenda attachments.
4. Attendance:
 - a. Members are allowed two total tardies/ two early departures (not present for \leq 25% of a meeting). Members are allowed two total absences per semester (not present for $>$ 25% of a meeting).
 - b. After two absences, members must appear before the Executive Council to explain reasoning. If Exec votes to keep members, they will be allowed the opportunity for one more absence under extenuating circumstances (former absences remain on record). If members fail to provide extenuating circumstances in advance (if possible), they will be automatically removed from the office and can reapply for a position.



**ASSOCIATED STUDENT GOVERNMENT
SPECIAL EXECUTIVE COUNCIL**
Friday February 9, 2024 at 8:30 - 9:30 AM
3333 Manchester Avenue Cardiff, CA 92007, SAN
1131
<https://miracosta-edu.zoom.us/j/92947308977>

MINUTES

1. **Call to Order:** Meeting called to order at 8:45 am.
2. **Roll Call**
 - a. Executive Council (listed in alphabetical order by last name; present unless noted otherwise)
 - i. Zaleia Bullock, Inter-Club Council Vice Chair
 - ii. Augustin Dao, Vice President of Diversity, Equity, & Inclusion
 - iii. Shann Davis, Director of Public Relations
 - iv. **Rahime Demirci, Director of Legislative Affairs – LATE, 8:58 PM**
 - v. **Michaela Garcia, Inter-Club Council Chair - ABSENT**
 - vi. Anastasia Hrobova, Director of Finance
 - vii. Edrei Padilla, Executive Vice President
 - viii. Kenneth Pilco, Student Trustee
 - ix. Brandon Quandt, Vice President of the San Elijo Campus
 - x. Bianca Rosales, President & Chair
 - xi. VACANT, Vice President of the Community Learning Center
 - b. Advisors & Staff (present unless otherwise noted):
 - i. Terrence Shaw, Advisor & Director of Student Life & Leadership, Oceanside
 - ii. Dr. Jared Rodrigues, Advisor & Interim Director of Student Services, San Elijo
 - iii. Olivia Elmer, Administrative Support Assistant I, ASG
3. **Public Comment:** Members of the audience may address any item or item listed on the agenda. A time limit of two minutes per person and ten minutes per topic will be strictly enforced by a two-thirds majority vote.
 - a. None
4. **Approval of the Agenda *:**

Rosales motioned to approve the agenda. Padilla so moved. Dao second. No discussion on the motion. No objection to the motion. Motion approved by unanimous consensus.



5. Approval of the Minutes: 01.26.24

Rosales motioned to approve the minutes. Dao so moved. Padilla second. No discussion on the motion. No objection to the motion. Motion approved by unanimous consensus.

6. Discussion and Possible Action Items: Each person can speak on each item at least three times. There is a two-minute time limit for each time. In the interest of time, please try not to repeat what has already been said.

- a. **Standing Executive Committee & Working Group Goal and Updates:** Members shared updates on committees' goals and actions:
- Student Trustee (Pilco): no report
 - Finance Committee (Hrobova): reviewed a funding request; working on revising the funding request rubric.
 - Inter Club Council (Garcia/ Bullock): continuing to review the ICC Leadership Bylaws; reviewed three ICC funding requests; will review the ICC attendance policy with clubs addressing late arrivals and clubs that leave early.
 - Community Learning Center Work Group (VACANT):
 - Public Relations Work Group (S. Davis): working on a new ASG YouTube video; reach out to Davis with suggestions or to help with the project.
 - San Elijo Work Group (Quandt): able to participate in the public comment of the Encinitas City Council meeting to address the bike safety concern; currently rescheduling a meeting with the Encinitas City Manager.
 - Diversity Equity and Inclusion Work Group (Dao): meeting with students on the issue of free speech; met with the members of the MCC Foundation regarding the college's investment portfolio.
 - Law Work Group (Padilla): continuing to review the ASG Constitution revisions and scheduled a special meeting for February 12, 2024.
 - Legislative Affairs Work Group (Demirci): attended a meeting of the SSCCC and preparing for the General Assembly; reviewed the resolution submitted by Pilco regarding student workers.
 - Appointment Work Group (Padilla): held the last interview of the spring semester; and per the MCC legal review, the ASG can no longer go into closed session for any reason.
- b. **Standing Appointment Recommendations:** Members reviewed personnel matters including:
- i. Appointments:
 1. Vice President of the Community Learning Center: when considering the appointment for the Vice President of the Community Learning Center, members considered the



eligibility of the applicant, experience with the Community Learning, and experience supporting noncredit students.

- i. ASG Applicant: Lisette Lemaire

Dao motioned to not recommend to the Senate approval of Lisette Lemaire for the Vice President of the Community Learning Center. Hrobova second.

Discussion: None

Objection: None

Roll Call Vote: Motion approved

Vote Count: 8 Yes; 0 No; 1 Abstain (Rosales); 1 Absent (Garcia)

The Executive Council will review this item in their 2/23 meeting to consider appointment at the council's discretion as outlined in the ASG Constitution and Bylaws.

- ii. Senator and Student at Large of the month:
 1. Senator of the Month – Dec/ Jan:
 - i. Saanvi Nagaram
 - ii. Allison Suarez
 2. Student at Large of the Month – Dec/ Jan:
 - i. Ceara Carson

Dao motioned to appoint Nagaram and Suarez as Senators of the month for Dec/ Jan and Ceara Carson for Student at Large of the month for Dec/ Jan. Bullock second.

Discussion: None

Objection: None

Roll Call Vote: Motion approved

Vote Count: 8 Yes; 0 No; 1 Abstain (Rosales); 1 Absent (Garcia)

7. **Discussion on how ASG can respond to issues that negatively impact students:** Last meeting, ASG members asked questions about how the college responds to concerning speech on campus, how ASG can issue official statements on issues, and other similar topics. This time was for some education and discussion on speech on campus, and the policies and ethical considerations that affect the college, ASG, and individual students.

- a. Members considered:
 - i. How can ASG respond to issues negatively impacting students?
 - ii. What can ASG note as impactful accomplishments?
 - iii. How can ASG be more effective and less performative?
 1. Suggestion: Pro-actively check in with the Black Student Union (BSU), Movimiento Estudiantil Chicanx de Aztlán



- (MEChA), and Gender Sexuality Alliance (GSA) to learn what concerns they have and how they can be better supported.
- b. How can a college both protect free speech and promote an inclusive environment?
 - i. Consider how everyone has the right to speak, even if that speech is not something all individuals want to hear.
 - c. Members considered what colleges can do:
 - i. Per the ACLU:
 - 1. Speak out
 - 2. Educate
 - 3. Promote dialogue
 - 4. Promote diversity
 - d. Members considered: What is harmful?
 - i. Who gets to decide?
 - ii. What are the harms and needs of our campus community?
 - 1. Ex. Some campus programs or student organizations have issues with the increased police presence on campus.
 - e. Members considered possible scenarios and asked:
 - i. How can counter speech be used to address hateful speech? And when does counter speech only serve to give more attention to hateful speech?

Rosales motioned to extend the meeting until 9:45 am. Davis so moved. Padilla second. No discussion on the motion. No objection to the motion. Motion approved by unanimous consensus.

- f. Next steps:
 - i. Continue the conversation (due to meeting time constraints)
 - ii. Utilize advisor support
 - iii. Identify next steps
- 8. Advisor Updates (5 minutes):**
- a. Elmer noted that her last day is February 23rd as the Administrative Support Assistant I to SLL supporting ASG, as she has accepted an interim position with the Academic Career Pathways program. Please outreach for support!
- 9. Communication from the Floor:**
- a. Padilla:
 - i. Requested a future Executive Council discussion to address the vacant Vice President of the CLC position and the role of the CLC Senators.
 - ii. Working with Terrence Shaw on a student request for prayer rooms.



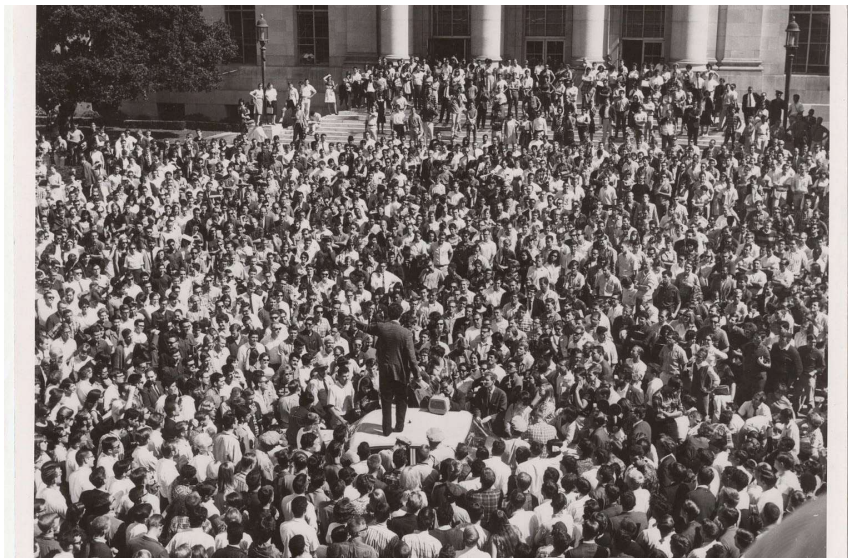
10. **Announcements:** None
11. **Adjournment:** Members adjourned at 9:45 am.

How can we respond to harm?

Discussing the college's role and ASG's potential role in responding to issues of harm and free speech


History of student free speech

- Dixon vs. Alabama (1961)
- Berkeley Free Speech Movement (1964-65)



How can colleges limit speech?

Regulate time,
place, and
manner



“Persons using and/or distributing material in the areas shall not impede the progress of passersby, nor shall they force passersby to take material.”

“Persons using the areas shall not use any means of amplification that creates a noise or diversion that disturbs the orderly conduct of the campus or classes.”

These must be
subject matter
and viewpoint
neutral:

Exercise:

- “No protests in the quad about immigration”
- “No one can speak on the quad about their religion, except Christians.”

What about Hate Speech?

- There are hate crime laws, which hold that if a crime is committed AND there is evidence that it was motivated by prejudice or bias, additional penalties or harsher sentencing can be applied.
- There is no legal definition of hate speech, and every college/university hate speech code that has been challenged in court has been struck down.
 - Problem: Subjectivity. Who decides what is harmful/hateful/offensive?

Unintended Consequences

An Example: University of Michigan

- During the years Michigan's speech code was on the books (1988-89), more than 20 Black students were charged with racist speech by white students.
- There **wasn't a single instance** of a white student being punished for racist speech, even though that was what had prompted the drafting of the Michigan speech code in the first place.



The background of the slide features a dark red to black gradient. Overlaid on this is a complex network of thin, light-colored lines connecting numerous small, semi-transparent circular nodes. These nodes are scattered across the entire frame, creating a web-like or molecular structure that is denser in some areas and sparser in others.

Discussion:
“Colleges must either protect free
speech OR promote an inclusive
environment.”

Is this true? What do you think about this?

What CAN colleges do?

- “The college is saying it can’t/won’t do anything about harmful or problematic speech”
- Not true: the college can’t cancel and punish certain speech based on subject matter or viewpoint. However we can do lots of things.
- From ACLU:
 - speak out loudly and clearly against expressions of racist, sexist, homophobic, and transphobic speech, as well as other instances of discrimination against marginalized individuals or groups;
 - react promptly and firmly to counter acts of discriminatory harassment, intimidation, or invasion of privacy;
 - create forums and workshops to raise awareness and promote dialogue on issues of race, sex, sexual orientation, and gender identity;
 - intensify their efforts to ensure broad diversity among the student body, throughout the faculty, and within the college administration;
 - vigilantly defend the equal rights of all speakers and all ideas to be heard, and promote a climate of robust and uninhibited dialogue and debate open to all views, no matter how controversial.

Harms and Needs

- What are some of the harms of encountering speech or perspectives that feel offensive or hostile to you?
- What are some of the resulting needs from those harms?
- How can those needs be met?
- What role can student leaders play?
- Bystander Effect- What is it?
- Some elements:
 - Diffusion of responsibility (“someone else will do something”)
 - Conformity
 - Ambiguity (“if no one else is saying anything, maybe I shouldn’t get involved”)

Man outside of a mosque in Texas this morning



Counter Speech Examples:



Scenarios:

What can the college do? What can students do?

- A group of students deface a “Black Lives Matter” display, by spray painting “Blue Lives Matter” and “All Lives Matter” all over it.
- An off-campus political group sets up a table in the quad with a large sign that says: “Deport Illegal Immigrants. Change My Mind.”
- A student group organizes an event with a speaker that has made public statements calling for “Israel to be wiped off the map completely”

The background of the slide features a dark, almost black, space filled with several bright, vertical light streaks. These streaks are in various colors: blue, purple, magenta, and yellow. They appear to be light trails from a long-exposure photograph or digital light painting, creating a sense of depth and movement. The streaks are slightly curved and have a soft glow around them.

Next Steps?

Questions?

ASG and Bias:

What are your thoughts on the ruling? How can we address and minimize bias in our ASG?

- [Apodaca v. White](#). In this case out of California State University–San Marcos, the pro-life organization Students for Life asked the student government for \$500 to host a guest speaker to discuss “Abortion and Human Equality.”
- The student government used vague policies to deny the request, but at the same time, it was funneling almost \$300,000 to the Gender Equity Center (which advocates abortion) and the LGBTQA Pride Center. ADF filed a lawsuit on behalf of Nathan Apodaca, the president of the campus chapter of Students for Life.
- In 2019, a district court struck down the university’s policy of “back-room deliberations” that led to unequal funding for student groups. California State University–San Marcos then agreed to revise its policies to prevent content-based discrimination and pay over \$240,000 stemming from the lawsuit.