

March 18, 2013

OFFICERS AND MEMBERS PRESENT

ACADEMIC SENATE PRESIDENT	DUSTIN HANVEY
VICE PRESIDENT	A. C. PANELLA
TREASURER	DAN HALEY
BUSINESS & COMPUTER TECHNOLOGY	PATRICIA LYNN
BUSINESS & COMPUTER TECHNOLOGY	EARLIE DOUGLAS
COMMUNITY EDUCATION CENTER	DANNY HAMMAN
COUNSELING	ARMANDO DURAN, (Alt)
COUNSELING	TOMÁS RIOJAS
ENGINEERING	DEBORAH BIRD
ENGLISH	ROBERT OVENTILE
ENGLISH	PAT ROSE
ENGLISH	MARJORIE SMITH
ENGLISH	MARTHA BONILLA (Alt)
HEALTH SCIENCES	BLANCA RODRIGUEZ
KINESIOLOGY, HEALTH & ATHLETICS	TERRY STODDARD
LANGUAGES	MELISSA MICHELSON (Alt)
LANGUAGES	ANDRZEJ BORJARCZAK
LIBRARY	DOROTHY POTTER
MATHEMATICS	PAT PEACH
MATHEMATICS	KATHLEEN UYEKAWA
MATHEMATICS	MATTHEW HENES
NATURAL SCIENCES:	KATIE RODRIGUEZ
NATURAL SCIENCES	VALERIE FOSTER
NATURAL SCIENCES	PAUL JARRELL
PERFORMING AND COMMUNICATION ARTS	TAD CARPENTER
PERFORMING AND COMMUNICATION ARTS	MARK WHITWORTH
SOCIAL SCIENCES	EDUARDO A. CAIRO
SOCIAL SCIENCES	FRANCIS NYONG
SOCIAL SCIENCES	DEREK MILNE
SPECIAL SERVICES	JO BUCZKO
VISUAL ARTS AND MEDIA STUDIES	YOLANDA MCKAY
VISUAL ARTS AND MEDIA STUDIES	ROD FOSTER

OFFICERS AND MEMBERS ABSENT

SECRETARY	JESSICA IGOE
ADJUNCT FACULTY REP.	ABSENT
HEALTH SCIENCES	KRISTIN K. HYATT
LANGUAGES	LOKNATH PERSAUD

GUESTS

PRESIDENT/SUPERINTENDENT	DR. MARK ROCHA
VP & ASSISTANT SUPERINTENDENT ACADEMIC AND STUDENT AFFAIRS	BOB BELL
VP, ASSISTANT SUPERINTENDENT, BUSINESS AND COLLEGE SERVICES	BOB MILLER
IEC [Institutional and Effectiveness] COMMITTEE REPRESENTATIVES	CYNTHIA OLIVO SHELAGH ROSE STEPHANIE FLEMING TITO ALTAMIANO
PCCFA	PAUL JARRELL
ASSOCIATED STUDENTS, VP, DIVERSITY	
COURIER	ANTHONY RICHETTS

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE led by Tad Carpenter.

INTRODUCTIONS: Superintendent/President, Dr. Mark Rocha, VP Bob Miller, VP Dr. Bell, Dean Cynthia Olivo, Shelagh Rose, Stephanie Fleming, Tito Altamirano; Associated Students: Jordan Roscoe VP, Cultural Diversity; Peter Torres, VP Public Relations.

Resolution by Acclamation: MOTION presented by President Harvey and seconded by Mark Whitworth: to approve a resolution in honor of the service of Senate Secretary, Dr. Jessica C. Igoe, a professor and colleague, for her service to the Senate and to PCC. VP Igoe was absent from today's meeting. The birth of her baby is anticipated this Friday. VOTE: passed unanimously by a round of applause. A humorous comment was made about Jessica's baby being due nine months after beginning service on the Senate Board. .

Executive Committee's suggestion for Information Item 2: President-Superintendent Mark Rocha to be first on the agenda. No objection received. See Information Item VIII. (p.5, below)

IV. PUBLIC COMMENT

NON-AGENDA ITEMS

K., Clinton/Student: The President's actions are hurting the students. Many students are unable to get necessary classes to meet required unit numbers and are concerned with possible reduction in number of student services. Felt uncomfortable with a cadet presence at today's meeting (Circadian).

Note: A Cadet presence was requested to address a possible issue with overflow seating.

Jordan Orozco: Associated Students VP Cultural Diversity, was sent by Associated Students in place of Simon Fraser, who is currently lobbying in Washington for the "greater good." Associated Students has made numerous efforts to contact Dr. Rocha. Matt Jordan and Dr. Bell have been responsive to AS requests. AS President, Simon Fraser, has been in contact by Dr. Rocha. Concern with Trustee Geoffrey Baum's attack on how student monies are obtained and used to help students on campus. Funding to Associated Students is needed to support an environment where diversity is celebrated and student success is the outcome. Senate was urged to review how their students are being affected these concerns. Associated Students support a vote of no confidence against Dr. Rocha. Education is a right that should be given. The next Associated Students meeting will be Wednesday, March 20, 12PM, RM CC12. Associated Students support and follow shared governance and "are here" for the Academic Senate.

Rod Foster commented on negotiations last spring that included review of a new salary schedule. Bargaining ceased in early summer and resumed in late July with a new proposal (MOU) insisting that FA "sign away" the calendar and adopt the new calendar without winter intercession. Response was the calendar process which requires shared governance input and due process and is within the FA's jurisdiction. In September a third bargaining team [with Dr. Rocha as lead negotiator] began its work on the third proposal which had a negotiation deadline of November 5. FA declared an impasse on the calendar and the District declared an impasse on the rest of the proposal. Mediation began; it was required that the President be present during the mediations; the President was absent at the last two mediations; the mediator declared an impasse and the matter has been directed to fact-finding. Pending: The college reorganization process will require revision of contract language and this is not the union's wish.

E. Cairo: The Senate should not vote on any policy (new/revised) that could contain flaws and/or does not include directions required faculty training such as program reviews, SLOs, etc.

M Smith: Provided several information item handouts from an Academic Senate Plenary Session

1. Reference made to a State Academic Senate Plenary Resolution referencing the Academic Senate's primary functions, academic and professional matters and consulting collegially. Accreditation findings/comments by Nathan Clark: Nathan Clark referenced problems from under the themes of division of labor, motivation and integration. Role conflict is emerging because of lack of clarity around process and procedure.

Concerns from the last and other Senate meetings.

- Rules are being implemented to not keep order but to keep people silent.
- Was not given an opportunity to speak in response to an e-mail pertaining to English faculty at the last Senate meeting and had to initiate a response through a private forum.
- Work of the Senate is not moving forward with Senate members battling in taking sides.

V. STANDING AD HOC/CAMPUS-WIDE COMMITTEE REPORTS

1. Third Read: Auditing of Classes: Policy 4071 Tad Carpenter

MOTION made by V. Foster and seconded by T. Stoddard to approve Policy 4071.

T. Carpenter said changes from last meeting were received and implemented into the revised policy. Policy support received from: Cheryl Banks-Smith (PAC Division); Terry Stoddard (Kinesiology) and Rod Foster (VAMS).

FRIENDLY AMENDMENT TO THE MOTION received from Jo Buczko: change wording from spring or summer intersessions to intersessions.

T. Riojas inquired if an additional review would be revisited by the Senate. President Harvey said Dr. Bell is in agreement with the revised policy and the next step is presentation to CAPM for review and approval.

Y. McKay: Inquired about affect on repeatability. Response: Audits do not affect repeatability.

VOTE ON MOTION to be REVISED WITH A FRIENDLY AMENDMENT:

Motion passed by majority vote. No: 1

2. Fourth Read: Institutional Effectiveness Committee Policy 2560

MOTION made by M. Michelson and seconded by D. Haley to move discussion on the IEC Policy 2560 to the next Senate meeting on April 1, 2013. VOTE: Motion passed unanimously.

P. Rose encouraged the Board to review and to read carefully the informational handout provided by M. Smith at today's meeting regarding Policy 2560.

Brown Act Concerns

D. Hanvey: According to the Brown Act, individual, e-mail correspondence (serial correspondence) pertaining to Senate agenda items for discussion or voting preference is illegal outside of Senate meetings and could invalidate or make a vote questionable. President Hanvey may be e-mailed regarding the section of the Brown Act he is referring to. Information to send out to the entire Senate should be relayed to J. Benson who would forward it to the Senate president.

M. Smith added she had spoken to J. Benson who contacted President Hanvey regarding being placed on the agenda and her informational handouts and she received no answer.

A.C. Panella: Suggested being mindful of using e-mail. Sending an e-mail in advocacy is essentially creating a quorum of people which is different from side comments in the hallway. Sending an e-mail to a few people would be alright. M. Michelson asked for more specifics regarding discussion and sharing.

D. Milne: inquired about proper procedure for agendaing this matter.

D. Hanvey: Can go through J. Benson in the Senate office in regards to providing supplementary items.

A.C. Panella: Process to go on the

Due to time constraints, this matter will be presented at the April 1, 2013 Senate meeting.

MOTION: made by M. Michelson and seconded by D. Haley to move the Fourth Read: IEC Policy 2560 to the next Senate meeting [April 1, 2013]. VOTE: Motion passed unanimously.

Pat Rose: requested review of policy revision document e-mailed to board by Marjorie Smith.

President Hanvey: According to the Brown Act, it is illegal to promote discussion/solicit votes on a matter through e-mail. This falls under the category of having a "serial meeting." There can be individual and small discussions amongst each other. Information/questions/concerns about this may be forwarded to Judy Benson in the Senate office to relay to President Hanvey.

3. Elections Committee Report: Pattie Lynn, Chair, Elections Committee 2013-2014 Senate Board Election Nominees:

<u>Offices:</u>	<u>Nominees</u>
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President: Eduardo A. Cairo/Social Sciences Armando Duran/Counseling	Vice President: Jay Cho, Mathematics Earlie B. Douglas, Business
Secretary: Derek Milne/Social Sciences Pat C. Rose/English	Treasurer: Dan Haley, Library Katie Rodriguez Natural Sciences

No nominations were received from the floor: Nomination process was closed.

Candidates for any office may submit a one-page platform statement via e-mail to the Elections Committee care of Judy Benson (jabenson@pasadena.edu) by noon, on Tuesday, March 26, 2013. Please note: The candidate statement is optional.

Platform statements and ballots will be distributed by Monday, April 1 and will be due to Office Services, C-129 by 12:00 noon on Tuesday, April 9. The election results will be announced at the Academic Senate Board meeting on Monday, April 15, 2013.

With earlier planning there could possibly be an opportunity to have an election nominee forum next year.

VI: EXECUTIVE COMMITTEE RECOMMENDATIONS

1. Appoint Kris Pilon to the Planning & Priorities Committee
2. Appoint Ricardo Castillo to the Basic Skills Initiative Committee
3. Appoint Ahni Dodge to the Academic Rank Committee
4. Approve Mark Harvey as Adjunct Assistant Professor
MOTION made by P. Lynn and seconded by Y. McKay approving Items 1-4.
VOTE: Motion passed unanimously.
5. Summer Hiring Pool Policy (second read):
MOTION to approve made by A.C. Panella and seconded by Terry Stoddard
VOTE: Unanimous

VII: REPORTS FROM EXECUTIVE COMMITTEE

R-1: President's Report: President Harvey

A request will be made for Senate vote of approval the numbers C& I approved last year. Carrie Starbird will be invited to the next Senate meeting.

The Senate President has been granted \$400,000 for this academic year to fund SASI proposals.

President Harvey and Brock Klein will discuss creating a President's advisory committee to review and fund SASI funding proposals. A committee membership request will be made by President Harvey.

D. Milne: There should be equitable distribution of committee members across the divisions.

K. Rodriguez: NCNs Information Request: President Harvey: The Senate will be asked to approve the numbers C&I approved.

R-2: Vice-President's Report: A.C. Panella

Senate Calendar Committee: The Committee Charge was read and will be e-mailed to the Senate.

The Committee will look at what days we're actually institutionalizing to support campus growth, including student success, personal, organizational and leadership development.

Senate By-Laws Committee first meeting date: Friday, March 22, 2pm-4pm, Rm. C217

R-3 Secretary's Report: No Report

R-4 Treasurer's Report: No Report

VIII. INFORMATION ITEMS:

1. President-Superintendent Report: Dr. Mark Rocha

Dr. Rocha presented verbal commentary and written documents in support of unity through productive communication and conversation and assistance to enable PCC in moving forward into the global future.

Asked for collegiality and time to present his report.

Superintendent-President's Report to the Academic Senate, Dr. Mark Rocha

1. Safe Zone Coalition

Dr. Rocha: Safe zones are needed for all students.

2. Official PACCD Board of Trustees Statement

3. Toward Empathy: An Adjunct Faculty's Perspective

4. Mutual Agreement on Faculty Hiring for Fall 2013

Administration, the Board and the Senate have reached mutual agreement on faculty hiring for 10 positions in fall 2013.

5. SASI 2.0

\$400,000 allocated to the Senate to allocate monies to faculty colleagues for worthy projects for student access and success. Balances may be carried over from year-to-year.

6. ACCJC (Accreditation) Evaluation Report of PCC. January 17, 2003

- a. Recommendations not acted upon
- b. ACCJC Recommendation: Senate-PCCFA Agreement
- c. ACCJC Recommendation: Third Party Assistance

May need recommendation for outside/third party assistance to strengthen trust, problem solving and conflict resolution to assist with the flow of communication. ACCJC Recommendations are as true today as they were ten years ago.

7. Professional Development and Flex Day

This process is outlined by faculty along with the offer of administrative support with a budget request the Senate approves a Professional Development program which would include strategic and facilities planning. If a proposed program date is recommended after the beginning of the school year, the President would be willing to negotiate extra pay for this process with the union so all faculty can attend.

8. Backgrounder on Board of Trustees Decision on Calendar

9. PACCD Last, Best and Final Offer to the PCCFA

Both parties have not come to an agreement, an impasse was filed by both sides and a PERB mediator was assigned. The mediator has certified the entire matter to fact-finding. As a formality, the District tenders its Last, Best and Final Offer to the PCCFA to have a tentative agreement by the deadline authorized by the Board of Trustees on March 28, 2013.

10. Assistant Superintendents' Report

VP Miller: 2012-13 Budget is on target.

2013-14: As a result of Proposition 30, the Chancellor's office is working on getting a handle on funding directives and relaying funding and information

- College Council meeting: March 27, 2:30 PM C233
- BRAC meeting: March 28, 2:30 PM C217

VP Bell: The spring semester has been extended to accommodate transfer students

May 13 through June 22 with a start date of June 2. Instruction formally begins on May 13 and concludes June 22, Summer begins June 24 and go through August 25.

- Calendar Committee Meeting: March 28 12:00 Noon
- The new faculty hiring process will begin soon (ideally before end of spring semester).

Comments & Concerns [Senate & Guests]

E. Cairo: Commented about the President's evaluation process, worsening of the campus atmosphere, and the need to videotape all comments received at the Trustee meeting.

Dr. Rocha: Jordan and Stephanie Fleming are available to provide information pertaining to the accreditation and evaluation processes. Dr. Rocha referenced staff and public access availability to the March 13 Board of Trustees meeting [<http://www.pasadena.edu/departments/meetings-v2.cfm?Dept=board>]

N. Rutzen: Began her service on the Senate Board as an adjunct faculty representative in 2000.

She said that 1) there is currently a clique of about seven people running the campus; 2) there is hesitation to speak the truth without fear of retribution or vindictiveness; 3) the IEC should report to the Senate and not be under the Board of Trustees; 4) there is a lack of respect for faculty, deans, students and the institution and our voices and plurality have been lost; 5) she feels the President did not want the Faculty Survey/Fall 2011-12 Calendar Process published.

Dr. Rocha said Ms. Rutzen's comments are deeply felt. He has never had a conversation with her.

It's time to talk and move forward. Faculty can review the President's report and come in and talk to him in small groups or one-on-one. The Trustees ask for the respect of its right to make a decision. Discussion of the process and individual concerns can be addressed.

M. Hennes:

Students: With a 19.3 units limit per term will students be able to register the first six weeks in May if they have already taken 18 units in the spring? Dr. Rocha: Each student will be treated individually.

Assurances and waivers from the Chancellor's office will be addressed.

Adjunct Faculty: Concern for adjuncts wanting late spring/summer classes.

2013-14 Calendar: Will the Calendar Committee have charge of setting operational dates and finalizing the 2013-14 calendar.

Dr. Rocha: The 2013-14 calendar is part of the District's formal proposal. Dr. Rocha: Under Senate President Edward Martinez, gave a directive that the Calendar process be negotiated with the Union. For budget and other concerns, and while currently in negotiations with the union, the Board of Trustees (the Board), through a complicated legal process, decided to not have a 2013 winter intersession.

Question/Answer Time Limit – Will of the Senate Body

MOTION #1: Dan Haley recommended limiting the questions/answers each to one minute. First Second by Pat Rose (withdrawn). Seconded by Melissa Michelson and to allow as many as possible to ask questions.

VOTE: Motion passed by majority vote of 11 -- No 10.

M. Hennes: Will there be a mechanism in place to ensure legal residents will be able to fill classes before those who are not here legally.

Dr. Rocha: PCC does not check on the status of residency of its students.

M. Michelson: To: VP Miller What is anticipated for this year's legal costs and what is justification of having three different lawyers. In response, VP Miller said the campus is "on track and on budget". Outside legal counsel fees have dramatically dropped since the hiring of an inside general counsel. Dr. Rocha invited those who are interested to meeting with VP Miller and/or Dr. Rocha to review budget costs for legal fees.

Y. McKay: Why was the Senate not presented with an opportunity to review and give input about the Carnegie Hour (should read Carnegie Unit). Faculty was not notified about this until last November.

Dr. Rocha: This item is now open and on public record. As a working condition, Administration was bound to communicate this matter through the union. Negotiation worked. As a result of consultation and under the auspices of the Senate, this is a non-issue. Everything will stay the same.

P. Jarrell: Asked for examples of what administration done to promote shared governance and collegiality with the faculty through normal sound practices on campuses.

Dr. Rocha: The most important item of shared governance is who comes on to the faculty full-time.

E. Cairo: Asked Dr. Rocha how we are better off today collegially.

Dr. Rocha: Now is the time to sit down and look at things openly and honestly. A third party might have to be brought in.

K. Rodriguez: The energy and effectiveness of Dr. Rocha's leadership is not coming through to faculty and students.

D. Haley: How can the calendar be a negotiated issue where there was no negotiation. Dr. Rocha said this is not true. Every negotiation meeting is taped and accessible upon request from the union leaders.

F. Nyong: Asked Dr. Rocha to acknowledge and address errors he has made. Gave a suggestion for there to be an investigative team to look into the campus atmosphere of fear and mistrust.

Dr. Rocha: Admits he has made mistakes and acknowledged the need for all to take ownership of the problem to move forward.

D. Potter: The calendar (Item 8: President' Report) lists the last day of spring 2014 as May 4 and first day of summer is May 12. Dr. Rocha, said he will double-check this -- it may be an oversight. Any of the calendar terms may be divided into almost an unlimited number of sessions and course lengths. .

K. Pilon: Dr. Rocha's actions have spoken louder than words. Faculty have responded verbally and in writing they are not in agreement with many of the President's actions and there should have been more discussion. Dr. Rocha Asked for faculty to take a look at both sides. Acknowledged the feelings of disappointment.

M. Whitworth: Most of the decisions unanimously approved by the Board with the President's recommendations have been against what the faculty and students want.

Dr. Rocha: In the normal shared governance structure, "you get your say, but you don't always get your way." Most recommendations received from the Senate are approved by the Board. Decisions made under the purview of the Board should be respected in order to move forward.

J Hallinger: In regards to accreditation, why are we going back 10 years when there was a report done a few years ago.

Dr. Rocha: PCC received an ACCJC warning a few years ago because little attention was paid to the 2003 report. Progress was lacking in program reviews, SLOs, and budget planning. These areas have been "called out" in the past (including 2008 - 2009).

M. Bonilla: What is Dr. Rocha's recommendations to the Board in terms of the calendar. There is factual evidence from the IEC that 71% of schools placed on warning is a result of having overstepped shared governance boundaries. The revised calendar cost a lot of students their success and many were denied entrance into college this year.

Dr. Rocha: The 71% reference references that a Board was cited more often for not asserting its proper authority.

S. Fleming: Clarification: The boards **were cited primarily for "moving from policy approval to participating in operations."** Their purview is to approve processes and policies.

K. Clinton/Student: Administration has not presented calendar information to Associated Students regarding review and input.

Dr. Rocha: There is regular consultation at the highest level with the AS trustee, the President and Dr. Bell. Will have to figure out a way to address concerns in a proper venue to lay out everything and address the facts.

V. Interiano/PCCFA: PCCFA Does Dr. Rocha believe that cancelling winter was the most operationally, fiscally and pedagogically appropriate thing to do or could there have been an error in judgment.

Dr. Rocha: We're not going to get to an understanding with arguing the Board's right to make a decision. Supports having a third party brought in by faculty to make advances in dialogue without constant arguing.

E. Cairo: We can move forward once the errors are fixed. There has been no response to his question if the college was better off collegially. Referenced similarities at PCC to a to a March 15 NYTimes Article written about a vote of no confidence for the head of NY University. Question: Asked for Dr. Rocha's comments on the letter Geoffrey Baum wrote regarding reconsidering the issue of finances for the Associated Student Body which appears to be a punitive action.

Dr. Rocha: We're going to have to move forward despite our feelings. He will let Mr. Baum speak on his behalf.

Gloria Horton: Calendar: The Faculty are interested in what Dr. Rocha's recommendations are to the Board. When the revised calendar was installed no argument was received that it would accelerate student transfer.

Information Item 2: Independent Faculty Ad Hoc Committee Report: Yolanda McKay

President Hanvey: This is not a voting item. It can only be a voting item after it is first introduced.

Y. McKay: The Committee desires to bring the issue of A Vote No Confidence of PCC's President before the Senate for review and discussion. A Committee agenda and two documents have been emailed to faculty.

Committee members P. Rose and M. Michelson read a short statement requesting the Senate make a formal endorsement that it can take to the Board of Trustees. A summary of the Committee's ballot process was presented. Ninety-two percent of 213 ballots returned from a ballot distribution to 363 faculty supported a Vote of No Confidence. Fifty-two percent of total FT faculty voted.

MOTION made to table this Discussion to the next Senate Meeting made by Mark Whitworth and seconded by Deborah Bird.

Comments/Requests

Breakdown of ballot results was requested from the floor to assist Senate representatives with obtaining division feedback on this matter. K. Rodriguez: Having a breakdown of voting by division would violate voting confidentiality. Suggested the preparation of a resolution/report that would be presented to the divisions for assistance with feedback on how the Senate representative should vote.

STANDING INFORMATION ITEMS

S1-1 PCCFA REPORT

S1-2 FACCC REPORT

S1-3 ADJUNCT FACULTY REPORT

IX. ANNOUNCEMENTS:

- FACCC Part-Time Faculty of the Year Award: Preston Rose
- Academic Senate Breakfast May 3, 2013 7:30-9:30 AM
- Hector Tobar Talk: April 2, 2013 12N-1:30 Creveling Lounge
- Statewide Senate Plenary: San Francisco: April 17-20, 2013
- Scholarship Awards Ceremony: May 1, 2013 5:00 PM

X. ADJOURNMENT:

Motion made by Mark Whitworth and seconded by Terri Stoddard.

NEXT MEETING: Monday, April 1, 2013, 3:00PM