

EXECUTIVE COUNCIL MEETING MINUTES

October 26, 2016

(Approved by Executive Council on November 9, 2016)

Executive Councilors present (noted by *):

*Karen Frindell Teuscher, <i>presiding</i>	*Shawn Brumbaugh	*Robert Jackson	*Margaret Pennington
Filomena Avila	*Dianne Davis	*Sean Martin	*Karen Stanley
*Denise Beeson	*Terry Ehret	*Molly Matheson	*Michelle Van Aalst
*Paulette Bell	*Deirdre Frontczak	Bud Metzger	*Albert Yu
*Marc Bojanowski	*Michelle Hughes Markovics	*Terry Mulcaire	

Negotiators/Appointed Positions present: ~~Debbie Albers~~, Mark Ferguson, ~~Warren Ruud~~

Staff members present: Carol Valencia

Faculty members present: Kat Valenzuela

The meeting was called to order at 3:08 p.m. in Mahoney Library, Room #PC726, on the Petaluma campus.

CLOSED SESSION REPORTS

1. **Negotiations Report.** This report and discussion were conducted in Closed Session.
2. **Conciliation/Grievance Report.** None.

Closed Session adjourned at 4:01 p.m.

OPEN SESSION

Open Session reconvened at 4:09 p.m.

MEMBER CONCERNS WITHIN AFA'S PURVIEW

No member concerns.

MINUTES

There being no corrections or additions, by unanimous voice vote, the Council approved a motion made and seconded to approve the minutes from the October 12, 2016 Executive Council meeting as submitted (16 in favor, 0 opposed, 0 abstentions).

(Approved minutes are posted at <http://santarosa.edu/afa/minutes.shtml> .)

PRESENTATION

1. Legislative Update (*David Balla-Hawkins, California Community College Independents Advocate*)
 - David handed out the 2016 Final Legislative Report to the Council and highlighted a few bills:
 - [AB 1690](#) would have established minimum standards for certain rights for part-time faculty. However, in order to obtain the Governor's signature, it was changed to a weaker version in [SB 1379](#) which only requires Districts to negotiate certain part-time faculty rights (workload, evaluations, due process). Unfortunately, this signed Bill is not that useful for colleges (like SRJC) who already have rights for part-time faculty members.

- [AB 2214](#) failed passage in the Assembly but would have required pfaculty members to annually disclose all royalty income. It was designed to target those faculty members who write and publish their own textbooks.
- [AB 2293](#) was signed into law and allows faculty members to use sick leave for up to 12 weeks of parental leave.
- [AB 2754](#) failed passage in the Assembly but would have required unions to hold biennial elections to determine if the union should be allowed to continue representing its members.
- [AB 2835](#) was held in the Senate and will be resubmitted this year. It would have required that unions be given a 30-minute time period to attend and present at new employee orientations. This bill was in anticipation of a Supreme Court ruling that could have struck down agency fees for unions. CCCI plans to re-introduce this bill again next year.
- There are 17 initiatives on the State ballot this November. Proposition 55 is the most important for community college funding. In this measure, the additional state sales tax will go away, but the tax on the wealthy will remain.
- The Foundation for Individual Rights in Education ([FIRE](#)) works to ensure that free speech remains on our college campuses. Faculty have the right to distribute political information as long as they are not interrupting college business/classes. Contact FIRE if you encounter any opposition while exercising your rights.
- Next year's priorities will be three bills: one to benefit full-time faculty members; one to benefit part-time faculty members; and an audit of the 50-percent law.
 - The first bill CCCI plans to introduce is regarding due process rights for faculty members. Currently, if faculty are suspended with or without pay, they are entitled to due process rights. However, if they are placed on paid administrative leave, they do not have due process rights and can be in "limbo" for many months. There have been numerous cases in the past where districts have used paid administrative leave to deal with politically difficult faculty members. This bill would clarify in law that faculty members have due process rights no matter which kind of leave they are placed.
 - The second bill CCCI plans to introduce is regarding pay equality for part-time faculty ("equal pay for equal work"). This would be accomplished by funding a line item in the community college budget. The language of the bill would need to ensure that the money in this line item must be spent on pay equality, however.
 - The last bill would require an audit of the [50-percent law](#) for Rancho Santiago Community College. This College has a long history of questionable budgetary practices.
- David suggested that AFA meet with its Senators and Assemblymembers, asking them to start holding SRJC administrators and board members accountable for their decisions as a strategy for effecting change at the local level.

ACTION ITEMS

1. AFA's Use of Robert's Rules of Order

- Karen explained that this item is a carryover from the last Council meeting.
- A motion was made and seconded as follows: "I move that we suspend the AFA bylaws requiring the use of Robert's Rules for the remainder of the current academic year. Council meetings shall be conducted according to respectful and deliberative, albeit informal, standards as exemplified in our practice over several previous years, what has been endearingly referred to as 'Bob's Rules.' However, any member of the Council may, at any time, make a motion to temporarily reinstate the use of Robert's Rules by a 2/3 vote of the Council."
- There being no discussion, a vote was called, and the motion passed (11 in favor; 3 opposed; 1 abstention).

OTHER REPORTS

1. President's Report. Karen reported briefly on the following items:

- AFA is planning to have an open house at our new office sometime soon. She solicited volunteers for a planning committee. Karen Stanley, Dianne Davis, Michelle Van Aalst and Michelle Hughes Markovics volunteered.
- The AFA office will have a new sign on the building (provided by the District); the possibility of putting up a banner in the yard is also being explored.

- At the next meeting, the Council will continue the group brainstorming, which began at the Oct. 12 Council meeting. It was postponed today because of the presentation.
 - A PDA proposal has been submitted for a joint session with the Senate to examine the merits and pitfalls of the book Redesigning America's Community Colleges.
 - Robert Bezemek presented via Skype at the CCCI Conference and David Conway from his office was there in person. All 13 CCCI schools agreed to sign onto and pay for the letter and Amicus Brief relating to the case *Marin Association of Employees v. Marin County Public Employees' Retirement Association* (see [Minutes](#) from Oct. 12 Council Meeting). Bezemek provided an explanation of what happened in the case: an appellate court struck down not only the current case but also a principal of law (called [the California Rule](#)). Bezemek thinks the California Supreme Court will hear the case, and our share of the cost will be less than previously estimated.
2. **Treasurer's Report: Sept. 2016.** Michelle Van Aalst reported as follows:
- From *Conference & Travel*, the \$960 expense was for the CCCI Conference registration.
 - From *Events*, the \$200 expense was for the fall retreat at Pepperwood.
 - From *Professional Dues: FACCC*, the \$7,376 expense was for our first installment of FACCC dues for the fall semester.

The meeting was adjourned at 5:01 p.m.

Minutes submitted by Carol Valencia.