# ORANGE COAST COLLEGE

Academic Senate Meeting | April 25, 2023 | 11:30 am - 12:30 pm | Student Union 214/Zoom Link: <u>https://cccd-edu.zoom.us/j/82604795285?from=addon</u>.

Academic Senator Attendance				
Jessica A. Alabi, at-Large	Present	Rendell Drew, at-Large, Vice President	Present	
Jason Ball, Part-Time Faculty	Present	Cyndee Ely, Part-Time Faculty	Present	
Carol Barnes, Counseling	Present	Lee Gordon, at-Large, President	Present	
Nina Barrios, Part-Time Faculty, Parliamentarian	Present	Marilyn Kennedy, Lit & Lang, PDI Chair, Secretary	Present	
Tyler Boogar, Math & Sciences	Present	Jodie Legaspi-Kiaha, Athletics & Kin	Present	
Eric Budwig, Technology	Present	Jeanne Neil, Business & Computing	Absent	
Irving Chavez Jimenez, at-Large	Present	Lori Pullman, Curriculum Chair	Present	
Eric Cohen, at-Large	Present	Loren Sachs, at-Large	Present	
Sean Connor, at-Large	Present	Katherine Sheehan, Visual & Per. Arts	Present	
Eric Cuellar, at-Large	Present	Jordan Stanton, Social & Behavioral Sciences	Present	
Jodi Della Marna, Library	Present	Brooke Mai Ha - ASOCC Student Presentative	Absent	
Tina DeShano, Consumer & Health Sciences	Present			

Guests (Optional & Voluntary Sign-In): Anna Hanlon, Sheri Sterner, Bob Fey, and Irene Naesse.

# 1. Preliminary Matters

- A. Call to Order: President Lee Gordon called the meeting to order at 11:30 A.M.
- B. Opportunity for Public Comments: Irene Naesse.
- C. Approval of the Minutes: Motion 1: Senator Kennedy moved to approve the April 18, 2023, meeting minutes, as corrected; motion approved. [See Voting Tally Chart at the end of these meeting minutes.]

#### D. For the Good of the Order:

**Senator Cuellar:** Tuesday, April 25, was the soft opening of the CLEEO Project Center at the Global Engagement Center Room 109. The presentation was done by Father Gregory J. Boyle on "Affection and Awe, Abiding Compassion." In honor of Cinco de Mayo, on Wednesday May 3, there will be an art exhibition from 12:45-2:10 p.m. at the CLEEO Project Center featuring four Latinx artists: Latinx Artist Spotlight Redux.

**Senator Legaspi:** Invited all campus community to the 75<sup>th</sup> softball game against Riverside City Tigers on Wednesday, April 26, at 3 p.m. This game was also in collaboration with the broadcasting department. It was broadcast live by a class.

**Senator Della Marna:** Reminded the Senate that Friends of the Library will have their spring book sale on Tuesday, April 25, and Wednesday, April 26, from 9 a.m. to 3 p.m.

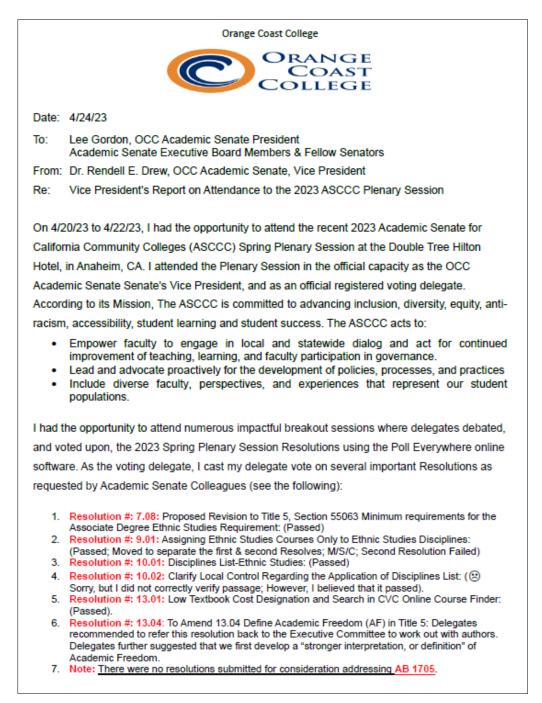
## 2. Officer, Senator, & Committee Reports

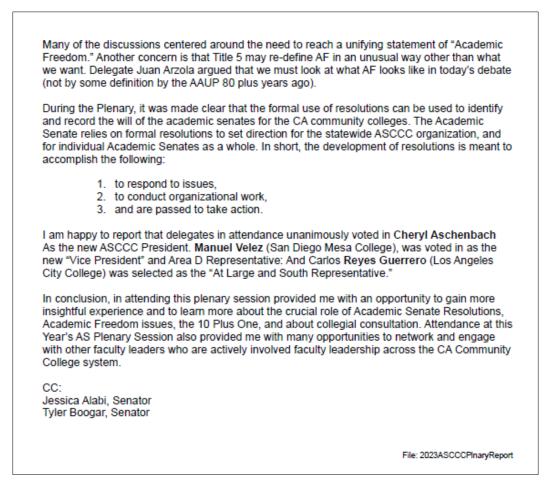
- A. President and Vice-President Reports:
- 1. President's Report Lee Gordon:

- Green Coast Day 2023: Thanked those who participated on Green Coast Day. It was a successful event. They are already planning Green Day 2024.
- Emergency Preparedness Information: Reminded the Senate that on Friday, April 28, the Academic and Classified Senates and the Office of the President are hosting an Emergency Preparedness Information session in SU 214 from 11-12 p.m. [also via Zoom].

#### 2. Vice-President's Report – Rendell Drew:

**VP Drew** submitted his report as the voting delegate to the Academic Senate of California Community Colleges (ASCCC) Spring 2023 Plenary:





#### B. Union/Bargaining Unit Report – CFE President Rob Schneiderman:

**CFE Election Results:** OCC full-time vice-presidents: Loren Sachs, Rendell Drew, and Stacy Kirch. The site representatives are Loren Sachs and Tom Mucciaro. The negotiating team representatives are Vesna Marcina and Tom Mucciaro. Contact these representatives if you have concerns.

#### C. Diversity, Equity, Inclusiveness and Accessibility (DEIA) Initiatives ) OCC President Angelica Suarez:

**DEIA Faculty Grant Awarded:** Reported that OCC was recipient of the DEIA Faculty Grant in an amount of \$299,986.00. The Senate put together a faculty team that worked with the administration on a proposal that went to the State, and she is proud of the work done by both the faculty and administration on this.

#### D. Part Time Faculty Caucus – Nina Barrios:

Stated that it was great that a part-time faculty member won the California Geographical Society Outstanding Educator for 2023, Vienne Vu. She stated that it is just another reason why we should advocate to keep our part-timers and make sure that we pay faculty for their equal work.

#### 2. Unfinished Business

#### A. AP 7120C Faculty Hiring – Senator Kennedy:

Reported that the District Board Policies and Administrative Procedures committee (BPAP) was happy about the OCC resolution voted in last week to push the approval of this policy until the fall, so this will not be decided right away.

She reported that the section on page 4 proposing that HR approved the DEIA question language will not be added due to concerns/complaints from faculty constituent groups. Instead, there will be a reference to the Ed Code and other regulations to guide faculty in legally framing and creating their own DEIA question.

The three Senate representatives on the BPAP are working together to consolidate and condense the proposed faculty language at the top of page 5, so that it will be clearer and more concise. The language will allow us to search on our own campuses first for a faculty volunteer who is qualified to be in a hiring search committee who has a certification or a degree in the required field, but who may be teaching the specific department or division.

What is also proposed on page 5 is language that would allow District HR to review the diversity of search committees and potentially approve the composition of the committees or provide required alternates. She has already heard from faculty about their concerns about privacy and identify issues, but senators or others can submit more commentary or concerns.

**Senator Boogar** asked, Is there language in the policy that specifies that faculty create the DEIA question?

**Senator Kennedy** said she was told there was traditionally one written by faculty, but she will ask where that language is specifically in the policy or elsewhere. What they have been told is that that right now faculty have been writing those questions.

**Senator Boogar** asked if there has been any discussion about the rubric by which the supplemental questions are assessed because the EEO Committee put out a recommendation, and he is curious if that is part of the discussion at all.

**Senator Kennedy** stated that there was no mention of a rubric perhaps because they did not get to that part. What it does propose to say on page 7 is that the HR Coordinator/EEO coordinator or designee will not just review the questions of the Search Committee, but they will be discussed and agreed upon by the HR Coordinator/EEO Representative and the Search Committee Chair. The faculty in her division do not want to lose the piece of the shaping their own questions.

**President Gordon** stated that it is an asymmetric discussion when the faculty say, "we want to ask this" and HR says, "you can't because of Ed Code." It is very difficult for the faculty to presume to interpret the Ed Code and we have to rely on the good will of HR, but faculty have the impression they are being a little bit over strident in some of those interpretations.

**Senator Kennedy** asked if it would be helpful to put language in the policy directing faculty to follow Ed Code.

**President Gordon** stated that in an ideal world there would be a neutral third party who would be able to settle when the faculty says one thing and HR says they cannot because of Ed Code. **Senator Sachs** asked if this referring to those preset HR questions of

DEIA that are included in every set of interview questions that faculty have to ask. Faculty want edit rights in order to shape their realities while working with HR.

**Senator Kennedy:** Stated that she did not know because HR was not there to say that. and will ask about that.

Motion 2: President Gordon moved for unanimous consent to extend the time on this agenda item for an additional 5 minutes; approved with no abstentions. [See Voting Tally Chart at the end of these meeting minutes.]

**Senator Boogar:** Stated that it is his interpretation that this language cannot refer to those questions because there are no required questions in this draft policy as it currently stand.

**Senator Kennedy** stated that there seems to be a lot of things not in this document that are assumed and are going on but not in this policy. The required question might be preset but she is not aware of where it is. She will ask about these things.

#### 3. New Business

- A. Academic Senate of California Community Colleges (ASCCC) Plenary Report Vice President Drew: See the VP Report.
- B. Mendez vs Westminster Resolution Lee Gordon and Rendell Drew: President Gordon and Vice President Drew explained the resolution. They read the resolveds to the Senate. Theys stated that we would normally not be involved in this type of policy question, but this is a K-14 issue, and that includes us. We are asking other jurisdictions to do this.

# **RESOLUTION # 23-22**

#### A Resolution of the Board of Trustees of Coast Community College District on Adoption of the Mendez v. Westminster Case Into California K-14 Education Standards

WHEREAS, the Coast Community College District through its stated mission statement serves the diverse educational needs of its local and global communities; and

WHEREAS, the Mendez, et al v. Westminster School District of Orange County, et al was a local class action lawsuit that led to California becoming the first state to officially desegregate its public schools in 1947; and

WHEREAS, the ruling was made on the bases that the social, psychological, and pedagogical costs of segregated education that were damaging to Mexican-American students; and

WHEREAS, Sylvia Mendez, daughter of Felicitas and Gonzalo Mendez, is a nursing program graduate of the Coast Community College District; and

WHEREAS, the case served as a precursor to the landmark Brown v. Board of Education of Topeka case which hailed desegregation for public school in the United States in 1954.

NOW, THEREFORE, BE IT RESOLVED, that the Board requests the State of California adopt the Mendez versus Westminster case into Education Code for K-14 students; and

FURTHER, BE IT RESOLVED, that the Board requests The State Board of Education and the Curriculum Development and Supplemental Materials Commission include the case of Mendez et al v. Westminster School Dist. et al and the role of this case in the civil rights movement and the desegregation of public schools in California and the nation; and

FURTHER, BE IT RESOLVED, that the Board requests The State Board of Education to encourage instruction on the case of Mendez v. Westminster School District, to include the oral or video history of the people who were involved in the case and efforts they made to end educational segregation in California.

I, Erik Fallis, Secretary of the Board of Trustees of Coast Community College District, hereby certify that on this day, the \_\_\_\_\_ of \_\_\_\_\_ in the year two thousand and twenty-three, this Resolution was adopted by the Board by a vote of:

Ayes: Noes: Abstain: Absent:

> Erik Fallis Board Secretary

**Senator Kennedy** asked if there is anything in the Ed Code that states what people should teach. She supports that this should be taught, but do we normally insert specific things to be taught into the Ed. Code?

President Gordon: Stated that he is not sure.

**VP Drew** shared that he is very excited for this resolution. He knows Sylvia Mendez personally and was compelled and wrote a note to College President Suarez. He feels proud to be part of a historical resolution. The campus community should feel proud about this resolution that help to directly desegregate the public school system here in California and throughout the nation. This is significant. This is a historical case that was used in the 1954 case Brown vs Board of education to desegregate schools. It was the first case in California that went through a local class action lawsuit that led California to become the first State to officially degrade public schools in 1947.

**OCC College President Suarez** clarified that the Board of Trustees does have a subcommittee, the Legislative Affairs Committee. They reviewed the resolution. They are sensitive to the role and scope of the Senates. This is a statement of support to encourage the adoption of the resolution. It will go to the full Board for adoption. It was work that was started at OCC.

**President Gordon** said that there is a growing public recognition for Gonzalo and Felicitas Mendez. There is a school in Santa Ana that is named for them. There is a

beautiful moving and inspiring Memorial Park, now in Westminster for them and there are other public facilities. There is a picture in that park. There is a statue of Sylvia Mendez's parents. However, Sylvia Mendez is entitled to recognition for the work she did after the case to keep it going. She has a younger sister who was born after the war. She knew nothing about the case until she was a college student and read it in a textbook in a Mexican-American Studies class. Sylvia Mendez's efforts also deserve recognition. She is a graduate of Orange Coast College. This is her academic home. There might be ways to develop ideas to have a permanent reminder of this. He will go to the Facilities Committee.

**Senator Boogar** noted that there are still standards in the K-12 system. The standards are ultimately owned by the State Board of Education. They are now the common core standards that were adopted. He does not think those are written in Ed code. The power to regulate those is not written into Ed Code but is then owned by the Board of Education. He does not know about any standards in that way for community colleges. However, he does think there are things that Ed Code about very specifics we have to cover such as Constitution component that has to be part of it. He does not think it would be inappropriate to recommend that something be put into Ed Code.

**Senator Kennedy** stated that she is speaking from an academic freedom perspective, and that we should use caution in inserting specifics, as other specific things may be added, as well, that we do not like as much, as is happening in different states, but a recommendation to teach this would be a good.

#### C. <u>Student-to-Student Interaction in Distance Education (DE) – Institutional Effectiveness (IE)</u> Coordinator Hanlon:

**President Gordon** reported that **IE Coordinator Hanlon** was responding to a concern regarding a question of fact that **Senator Kennedy** raised last week after she read a comment from Golden West College's DE Coordinator; **IE Hanlon** was then asked to clarify regarding changes to the DE requirements. She said that there are two places that address distance education: the ACCJC and Title 5.

She informed that the ACCJC is the accrediting body. They have eligibility requirements, accreditation standards, and then they also have institutional and operational policies. It is in an institutional policy that distance education is addressed.

Distance education is also addressed in Title 5 which is part of the California Code of Regulations. It is kind of the translation of the Ed Code into regulations in terms of how we operate. They both require regular and substantive interaction between faculty and students. Nothing has changed there. The language in both the ACCJC policy and Title 5 is exactly the same, and there are the Federal Regulations on regular and substantive interaction between faculty and substantive interaction between faculty and students.

Title 5 (California only) alone addresses student-to-student interaction. It is not in the ACCJC policy for distance education.

She provided a short Power Point to illustrate various comparisons:

#### **Previous Language**

Any portion of a course conducted through distance education includes regular effective contact between instructor and students, and among students, either synchronously or asynchronously, through group or individual meetings, orientation and review sessions, supplemental seminar or study sessions, field trips, library workshops, telephone contact, voice mail, e-mail, or other activities.

Note: ACCJC does not explicitly address student-to-student interaction in their DE policy. It is addressed only in CA Title 5.

#### Current Language\*

 Any portion of a course conducted through distance education includes regular and substantive interaction between the instructor(s) and students, (and among students, if described in the course outline of record or distance education addendum), either synchronously or asynchronously, through group or individual meetings, orientation and review sessions, supplemental seminar or study sessions, field trips, library workshops, telephone contact, voice mail, e -mail, or other activities.
Title 5, Article 1 Distance Educati§6,520.4

Amendment of subsection (a) filed 144-2022; operative 124-2022.

**IE Hanlon** further reported that some things have changed since her Senate presentation back in October. She thanked Senator Kennedy for her update and bringing it to attention. Now, instead of being required, it now says "and among students, if described in the course outline of record or distance education addendum."

Title 5 has not fully eliminated student-to-student interaction. What it seems to have done is made it more of a local faculty decision that is reliant on either the course outline of record or the distance education addendum.

It is her recommendation based on the found facts: continue to reinforce that facultyto-student RSI is required in all online courses, communicate to the faculty that studentto-student interaction is determined locally through the COR or DE addendum, and rely on the Curriculum Chair and the Online faculty Coordinator for the implementation of these changes at OCC.

**President Gordon** asked if most CORs or DE Addendums at OCC currently specify student-to-student interaction?

IE Hanlon: The majority most likely have due to the switch to online teaching in 2020.

Senator Kennedy thanked IE Hanlon for her quick response. Senator Kennedy originally contacted Dr. Butler, the GWC Online Coordinator, who sent back the Ed. Code changes proposed last May and put into effect in October of 2022, with all the language changes and the original documents. Faculty now at the local level teaching faculty in the department and Senate—should be making decisions for their classes, and this should be done at the lowest level with teaching faculty in the classrooms and departments rather than happening at the higher levels such as Curriculum Chairs or Online Coordinators to decide (as some are not teaching). It is appropriate to have these changes made by faculty and then moved to the Curriculum Committee where they rightfully belong. Senator Boogar agreed with Senator Kennedy. Previously, there was a requirement that is now apparently locally determined and owned by faculty. During the Covid emergency there were addendum templates used for a blanket mass approval which was needed at that time. That may not be needed so much in a live online course now? Should faculty now be reviewing these and making changes? Senator De Shano asked about the methods for determining student involvement.

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# ACCJC DE POLICY AND TITLE 5 BOTH REQUIRE RSI

#### ACCJC DE Policy

- RSI
  - Predictable and regular
  - Length of time and amount of content
- Monitoring students
  - Academic engagement and success
  - Promptly/proactively engaging when needed

#### Title 5

- RSI
  - Predictable and regular
  - Length of time and amount of content
- Monitoring students
  - Academic engagement and success
  - Promptly/proactively engaging when needed

**Online Coordinator Barbara Cooper** stated that these student-to-student interactions have nothing to do with live online. It is asynchronous courses that are the issue because there is no interaction presumed in those situations. It currently is required in the addendums so we can work on changing those. She would like to see this made a best practice where it is appropriate rather than a requirement. We are a [CVC-OEl Consortium] school and that interaction is currently required but that may be changing in the next year.

Senator Boogar asked for clarification about live online, as before they were told it was part of live online before in the initial presentation. Online Coordinator Cooper stated that she would have to think that through, as she sees live online as everyone interacting simultaneously. Asynchronous has nothing that is simultaneous. VP Drew stated that he would like to have his asynchronous class next semester meet on campus for a test. Can that be done? Online Coordinator Cooper said, yes, that it is a hybrid course, and that information has to be put in the schedule when students sign up for the class. Curriculum Chair Pullman reminded the Senate that they are trying to keep asynchronous courses from becoming correspondence courses. Senator Kennedy suggested that everyone should personally take a fully online class as they vary tremendously in terms of what works and what doesn't. She'd like to see administrators making these decisions, especially at the higher levels, take classes in all three modes (asynchronous on Canvas, live online, hybrids) so they know and understand what they may be making policies on. Just like on land classes, they vary by instructor.

# RECOMMENDATIONS

- Continue to reinforce that faculty-to-student RSI is required in all online courses.
- Communicate that student-to-student interaction is determined locally through the COR or DE addendum.
- Rely on Curriculum Chair and Online Faculty Coordinator for the implementation of change at OCC

# 4. Adjournment of the Regular Meeting

President Gordon adjourned the meeting at 12:29 p.m.

### 5. Approval of the Minutes: May 2, 2023

**MINUTES:** First draft written by Beatriz Rodriguez Vaca, Administrative Assistant to the Senates. Revision of first draft and Senate-approved drafts written by Senate Secretary, Marilyn Kennedy, who also distributes the final Senate-approved version to the Chancellor, Board of Trustees members and secretary, union presidents, GWC and Coastline Academic Senate presidents, OCC College President, and faculty as per OCC Senate bylaws.

Voting Tally Chart and Senate Membership	Motion 1	Motion 2		
	Minutes 04/18/23	Extend Time for 5 Minutes		
The President Officer's vote will be recorded as an abstention, unless breaking a tie.				
Alabi, Jessica A.: Senator-at-Large (2020-2023); 11:34 am	Absent	Absent		
Ball, Jason: Part-Time Senator (2022-2023); 11:35 am	Absent	Aye		
Barnes, Carol: Counseling Senator (2021-2024)	Aye	Aye		
Barrios, Nina: Part-Time Senator (2022-2023)	Aye	Aye		
Boogar, Tyler: Math and Sciences Senator (2020-2023)	Aye	Aye		
Budwig, Eric: Technology (2020-2023)	Aye	Aye		
Chavez Jimenez, Irving: Senator-at-Large (2021-2024)	Aye	Aye		
Cohen, Eric: Senator-at-Large (2021-2024)	Aye	Aye		
Connor, Sean: Senator-at-Large (2020-2023)	Aye	Aye		
Cuellar, Eric: Senator-at-Large (2021-2024)	Aye	Aye		
Della Marna, Jodi: Library & Learning Sup. Senator (2020-2023)	Aye	Aye		
DeShano, Tina: Consumer Health Sciences Senator (2020-2023)	Aye	Aye		
Drew, Rendell: Vice President, Senator-at-Large (2020-2023)	Aye	Aye		
Ely, Cyndee: Part-Time Senator (2022-2023)	Aye	Aye		
Gordon, Lee: President, Senator-at-Large (2022-2025)	Abstain	Aye		
Kennedy, Marilyn: Secretary, Lit. and Lang. Senator (2022- 2025)	Ауе	Ауе		
Legaspi, Jodie: Athletics and Kinesiology Senator (2020-2023)	Aye	Aye		
Neil, Jeanne: Business and Computing Senator (2022-2025);	Aye	Aye		
Pullman, Lori: Curriculum Chair (Non-Voting)	-	-		
Sachs, Loren: Senator-at-Large (2022-2025);	Aye	Aye		
Sheehan, Katherine (2021-2024); 12:00 pm	Absent	Absent		
Stanton, Jordan: Social and Beh. Sciences Senator (2022-2025)	Aye	Aye		