

**Resolution of No Confidence in Peralta Colleges Chancellor Jowell C. Laguerre
by the Laney College Faculty Senate**

Submitted to the Senate Tuesday, February 5, 2019

Whereas the Faculty Senate is the primary consultative body at Laney College, in the Peralta Community College District; and

Whereas this Senate is responsible for oversight of the “10+1” (Title 5), which includes, in order of increasing relevance, 5. Standards or policies regarding student preparation and success; 6. District and college governance structures, as related to faculty roles; 7. Faculty roles and involvement in accreditation processes, including self-study and annual reports; and **10.**

Processes for institutional planning and budget development; and

Whereas (1) **the District Academic Senate is considering a vote of no confidence or censure of Chancellor Jowell Laguerre and/or the Board of Trustees, and is asking faculty district-wide to provide their input;** and

Whereas (2) our Faculty Senate and **Faculty and Classified professionals at our College have been the most scrupulous investigators of District finance and the Chancellor’s administrative practices, and could—by this resolution—help personnel at all four Colleges better understand the circumstances precipitating the DAS’ consideration of a similar resolution;** and

Whereas (3) the Chancellor and his chosen personnel’s **irresponsible, unprofessional, inefficient budget management** has summoned FCMAT (Fiscal Crisis & Management Assistance Team) and **given our district the lowest fiscal health score of any California Community College,** noting student receivables, **misuse of funds intended for students,** and **lack of budget development and transparency;** and

Whereas, (4) through a **lack of consultation with shared governance bodies** including this Senate, the Chancellor has **neglected to include or inform those bodies in budgeting and other planning decisions, ignored formal recommendations, and not responded to a steady and vast array of concerns, questions and suggestions from those bodies** that might have mitigated or resolved most or all of the concerns in items 3 & 4, above; and

Whereas (5) the Chancellor has **subverted the shared governance components in hiring processes, especially at the Vice-Chancellor level, and has unilaterally extended the terms of several interim appointees beyond their legal duration;** and

Whereas (6) the Chancellor has **generally presided over a participatory governance structure that is not evaluated, maintained or respected;** and

Whereas (7) the Chancellor’s **questionable administrative practices** include a **ballooning of district administration and budget** over the past four and one-half years, a **failure to adhere to the funding model (Budget Allocation Model)** for the colleges, a pattern among District personnel of **continuous turnover,** and a **deeply troubling, massive classified hourly employee layoff** that directly impacts instruction at all four colleges; and

Whereas (8) the Chancellor's lack of transparency in all of the areas above, as well as his misguided, secretive, and inconsistently self-reported negotiations with the Oakland Athletics corporation's owners during 2017-18 **has caused excessive amounts of anxiety and disruption, and unnecessarily strained the capacities of a multitude of students, faculty, classified professionals, administrators and people in Laney's neighboring community;**

Therefore, Laney College's Faculty Senate resolves

(1) that **Chancellor Laguerre has earned a formal censure by this body;** and

(2) that **this Senate has, by majority vote, no confidence in Chancellor Laguerre's stewardship of the four-college district;** and

(3) that, in order to prevent further damage to the District's and Colleges' planning and budgeting processes, Faculty, Classified and Administrative personnel, and the general morale of our colleges' communities, **we call for Chancellor Laguerre to resign immediately, or at the earliest possible time, and with no further salary or other compensation to be paid to him;**

We further resolve that

(4) in seeking new leadership, we collaborate with the District's other three Faculty and Classified Senates, Laney College's Classified Senate, all four Colleges' College Councils and Associated Students governing bodies, as well as the District's two Student Trustees to develop a list of articulated Shared-Governance standards and principles upon which a decision to hire a new Chancellor must be based, including:

1. Proven experiential adherence to shared-governance statutes, practices and principles;
2. Commitment to work with the Board of Trustees and all pertinent shared-governance bodies to reduce the planned and actual budget of the District administration to a size consistent with the size of district administrations at other comparable community college districts in California;
3. Commitment to accept responsibilities to meet collaboration deadlines and requirements to follow shared-governance recommendations, or respond in a timely manner with compelling rationale, as judged by the colleges' Faculty Senates and the District Academic Senate;
4. Commitment to transparency, good faith, and non-hostility to reporting and critique of the Chancellor's performance so long as that reporting and critique are founded in fact-based analysis of said performance;
5. An exemplary evaluation of any past administrative performance, as offered by constituents of that previous administrative position, and as judged by the colleges' Faculty Senates, Classified Senates and Associated Students, as well as the District Academic Senate.

(end)