

## PERALTA COMMUNITY COLLEGE DISTRICT

### ACADEMIC SENATE RESOLUTION IN SUPPORT OF PERALTA INDEPENDENCE AND OPPOSITION TO STATE CHANCELLOR TAKEOVER AND IMPOSITION OF A SPECIAL TRUSTEE

WHEREAS, The Peralta Community College District since 1964 has served the East Bay since 1964 with distinction in and has provided students with educational training and a pathway to transfer, transforming the lives of many individuals and their communities;

WHEREAS, [Education Code section 84040](#) sets the parameters and criteria for the state takeover of community college districts, stating that a super trustee could “be appointed to districts that fail to achieve fiscal stability”, adding that the board of governors “can reduce or withhold apportionment to districts to pay for the cost of the special trustee, management review, or other extraordinary costs resulting from the district’s fiscal difficulties and to ensure the stabilization of the district’s financial condition”;

WHEREAS, Through the collaboration and diligent effort staff, faculty, and administrators have corrected FCMAT and ACCJC fiscal issues, with Peralta representatives presenting the progress to the board of governors in May 2020;

WHEREAS, State Chancellor Eloy Ortiz Oakley asked the Peralta Board of Trustees to submit a [response](#) to the Board of Governors about Peralta’s financial condition as well as his “board governance” concerns in July 2020;

WHEREAS, the Peralta Community College Board of Trustees are democratically elected and perform fiduciary oversight of our public college district, keenly aware of local needs and expectations as they are in touch with their constituencies;

BE IT RESOLVED that the Academic Senate supports the independence of Peralta Community College District and opposes any takeover by the California Community College State Chancellor and Board of Governors that would impose a Special Trustee;

BE IT FURTHER RESOLVED, the faculty, staff, administrators, students, and all locally elected political leaders support an independent PCCD that relies on both the democratically elected Board of Trustees as well as the participatory governance process that is central to a healthy and inclusive decision-making process that benefits the Board of Trustees, the Chancellor, and the Presidents of the Peralta Colleges.