

**NEBRASKA COMMUNITY COLLEGE ASSOCIATION
BOARD OF DIRECTORS
Third Quarterly Meeting Minutes
August 10, 2009**

1. PUBLIC MEETING NOTICE

All NCCA Board of Directors, Area Presidents, and the general public having been duly notified a meeting of the NCCA Board of Directors was held August 10, 2009, at McCook Community College in McCook. President Lynn Schluckebier stated that a public meeting notice was published in the Lincoln Journal Star and McCook Daily Gazette. He also stated that the rules for the Nebraska Public Meeting Laws were available for public viewing. The public meeting notices are attached to these minutes.

2. ATTENDANCE

Directors Present:

President Lynn Schluckebier – Southeast
Vice President Merlyn Gramberg – Western Nebraska
Secretary Diane Keller – Central
Treasurer Roger Wilson – Mid-Plains
Robert Feit – Southeast
Jane Hornung – Mid-Plains
Don Oelsigle – Northeast
Tom Perkins – Western Nebraska
Larry Poessnecker – Northeast
Rita Skiles for Linda Aerni – Central

Staff Present:

Dennis Baack – Executive Director
Melanie Williams – Administrative Assistant

Also present: Dr. Deb Brennan – Central, Dr. Michael Chipps – Mid-Plains, Dr. Bill Path – Northeast, Dr. Jack Huck – Southeast, and Dr. Eileen Ely – Western Nebraska.

3. CALL TO ORDER AND QUORUM DETERMINATION

President Schluckebier called the meeting to order at 10:08 a.m. and asked for roll call and quorum determination. Present and responding were ten board members representing their respective area governing boards. It was determined that a quorum was present.

4. APPROVAL OF AGENDA

President Schluckebier asked for any additions or changes to the agenda. Perkins stated that he would like to add discussion regarding federal stimulus dollars and ACCT to the agenda after item eight. President Schluckebier asked for any further additions to the agenda. There were none.

MOTION BY MERLYN GRAMBERG AND SECOND BY DON OELSLIGLE that the NCCA Board of Directors approve the agenda as amended.

President Schluckebier asked for any objections or discussion. There were none.

A roll call vote was taken.

Voting Aye: Feit, Gramberg, Hornung, Keller, Oelsligle, Perkins, Poessnecker, Schluckebier, Skiles, Wilson

Voting Nay: None

RESULT: Motion carried ten (10) ayes and no nays.

5. APPROVAL OF MINUTES

President Schluckebier asked for any corrections to the May 4, 2009, meeting minutes. Poessnecker stated that a correction was needed to be made on page 5. The correction was noted and changed.

MOTION BY ROBERT FEIT AND SECOND BY TOM PERKINS that the NCCA Board of Directors approve the May 4, 2009, meeting minutes as corrected.

President Schluckebier asked for any discussion. There was none.

A roll call vote was taken.

Voting Aye: Feit, Gramberg, Hornung, Keller, Oelsligle, Perkins, Poessnecker, Schluckebier, Skiles, Wilson

Voting Nay: None

RESULT: Motion carried ten (10) ayes and no nays.

6. TEAM 2 / BUDGET AND PERSONNEL COMMITTEE

a. Update on Executive Director's Evaluation

Wilson stated that he had received nine evaluations and they have been calculated. The results will be distributed to Team 2 after the meeting and a conference call will then be set up to discuss the results. Team 2 will make a recommendation to the Board at the fourth quarter board meeting to possibly extend the Executive Director's contract.

b. 2010 NCCA Budget Recommendation and Approval

Wilson stated that preliminary approval was given by the Board at the second quarter board meeting for the 2010 NCCA budget. The only change to the budget since that time is the actual cost increase for health insurance. An estimated increase of \$1,754.29 was previously reported but the actual increase is \$1,451.28.

MOTION BY ROGER WILSON AND SECOND BY TOM PERKINS that the NCCA Board of Directors approve the 2010 NCCA Budget as presented.

President Schluckebier asked for discussion. Perkins voiced his concern that the budget may be too trim for the association office to function properly. Baack replied that he feels the budget is still within the ability of the office to function.

A roll call vote was taken.

Voting Aye: Feit, Gramberg, Hornung, Keller, Oelsligle, Perkins, Poessnecker, Schluckebier, Skiles, Wilson

Voting Nay: None

RESULT: Motion carried ten (10) ayes and no nays.

c. Financial Audit Recommendation

Feit stated that he had met with Baack and Williams and determined what tasks could be done to remove two of the deficiencies which were stated in the management letter from the auditors. Those tasks include checking the check register, payroll earnings, income statement, accounts receivable and payable and bank statements.

MOTION BY TOM PERKINS AND SECOND BY ROBERT FEIT that the NCCA Board of Directors authorize a qualified board member to perform as much of the audit procedures as possible.

President Schluckebier asked for discussion. There was none.

A roll call vote was taken.

Voting Aye: Feit, Gramberg, Hornung, Keller, Oelsligle, Perkins, Poessnecker, Schluckebier, Skiles, Wilson

Voting Nay: None

RESULT: Motion carried ten (10) ayes and no nays.

7. POLICY AND BYLAW COMMITTEE

a. Update on Policy Manual Revisions

Poessnecker stated that everyone should be familiar with the proposed changes and had shared it with their area governing boards. He then asked for any further question or comments regarding the proposed changes.

Baack stated that an additional change was recommended prior to this meeting. The proposed change was to policies 8020.3 and 8030 which deals with the minutes of the Board and its committees. The proposed changes were provided to the Bylaw and Policy Committee prior to the board meeting and were included in the board packet.

Baack then stated that after having some additional conversations with attorneys and board members, additional changes may need to be had to address their concerns. Oelsligle stated that his area college attorney agrees with him regarding the possible need for something to be added to address the things needed to allow a community college back into the Association after it has been expelled. Baack stated that he will have Attorney Stenberg look at that and come up with something which details exactly how an area would be allowed to return to the Association and the steps needed to allow that to happen. Wilson and Keller both agree that it should be in a different section other than the section pertaining to expulsion.

Oelsligle asked if an area could be expelled for any other reason beside non-payment of dues. Baack replied that it is a state statute that an area belong to an association and cannot foresee anything else besides not doing something which is required in order for them to be member. He then stated that he would look into that.

Baack stated that any changes made would be distributed to the committee first for their approval and then to the Board prior to the annual meeting.

Oelsligle then voiced some concern regarding the policy concerning meetings of the general assembly, specifically the portion regarding each area being entitled to one vote. Keller suggested that a definition of what a majority vote should be included in that policy. Baack stated that he will also discuss this with Attorney Stenberg.

Poessnecker asked for any further comments or concerns.

Perkins stated that upon his board reviewing the policy manual, they had a couple concerns which he would like to discuss at this time. The first item being Article VII, Section 1, item c which discusses emergency meetings of the Board. Western's concern is what can be defined as an emergency and if it could be considered void if it were not actually an emergency. They suggested that the term emergency be changed to special. It was then pointed out to the Board that the term special is used in item b of

the same section. Discussion was then regarding the need for the Association to comply with the Nebraska Nonprofit Corporation Act as well as State Statute §85-1502 which requires the Association to comply with the Nebraska Public Meetings Act. Attorney Stenberg stated in his rationale he felt that those two items address both Acts. Baack stated that he would discuss this with Stenberg.

Perkins then stated that the other item of concern from his board had to do with item e of the same section which details motions made by the Board. Western's concern was the third sentence which states that a motion can only be seconded by a community college area other than the area making the motion. They felt this would not allow an area the right to voice a concern they may have regarding an issue important to them. Discussion was had regarding the pros and cons of this item.

MOTION BY TOM PERKINS AND SECOND BY JANE HORNUNG that the NCCA Board of Directors remove the third line from Article 7, section 1, item e.

President Schluckebier asked for any further comments. There were none.

A roll call vote was taken.

Voting Aye: Gramberg, Hornung, Oelsligle, Perkins, Poessnecker, Skiles

Voting Nay: Feit, Keller, Schluckebier, Wilson

RESULT: Motion carried six (6) ayes and four (4) nays.

Oelsligle voiced some concern regarding the policy which deals with the executive committee rotation schedule and thought that perhaps something should be written regarding the possibility of an area not being able to participate in the rotation schedule. Baack replied that historically the rotation schedule has been alphabetical and if for some reason an area needs to be excluded or inserted into the schedule, the NCCA office will have a record of it.

Discussion was then had regarding the need to have a motion to forward the revised policy manual to the entire system for approval at the annual meeting. Baack stated that with the additional changes which may be made, he would first forward the changes to the committee followed then by the Board with a vote being taken by either conference call or email.

8. ELECTION OF OFFICERS

President Schluckebier stated that the NCCA Board of Directors elects their executive committee at the third quarter meeting and that they will assume their offices immediately following this meeting. The list of officers is as follows: President – Merlyn

Gramberg, Vice President – Diane Keller, Secretary – Roger Wilson, and Treasurer Don Oelsligle.

MOTION BY LARRY POESSNECKER AND SECOND BY TOM PERKINS that the NCCA Board of Directors elect the preceding list of officers to assume the duties of their respective offices at the conclusion of this meeting.

President Schluckebier asked for any further discussion. There was none.

A roll call vote was taken.

Voting Aye: Feit, Gramberg, Hornung, Keller, Oelsligle, Perkins, Poessecker, Schluckebier, Skiles, Wilson

Voting Nay: None

RESULT: Motion carried ten (10) ayes and no nays.

9. COUNCIL OF CHIEF EXECUTIVE OFFICERS REPORT

a. Approval of FY 2008-2009 State Aid Enrollment Audit Guidelines

Dr. Ely stated that the only changes made to the audit guidelines were the updating of dates and a shifting of definitions which was included in the board packet.

MOTION BY JANE HORNUNG AND SECOND BY DIANE KELLER that the NCCA Board of Directors approve the FY 2008-2009 State Aid Enrollment Audit Guidelines as presented.

President Schluckebier asked for any discussion. There was none.

A roll call vote was taken.

Voting Aye: Feit, Gramberg, Hornung, Keller, Oelsligle, Perkins, Poessecker, Schluckebier, Skiles, Wilson

Voting Nay: None

RESULT: Motion carried ten (10) ayes and no nays.

10. TEAM 1 REPORT / LEGISLATIVE COMMITTEE

Baack stated that the 340 study is ongoing with a deadline of September 16 for information to be submitted to the Coordinating Commission. He then stated that the CEO's and Business Officers did meet with the Commission however he was on

vacation during that time and therefore asked Dr. Huck to give a summary of that meeting.

Dr. Huck stated that the CEO's and business offices had met with the Coordinating Commission regarding the cost analysis survey for LB 340. The meeting went very well with a consensus reached that would allow the colleges to provide the data requested in a format that will allow it to be collected in the most efficient manner by the colleges. Dr. Huck then stated that he really appreciated the cooperation of the Coordinating Commission in this matter.

A break was had from 11:21 a.m. to 11:27 a.m.

11. FEDERAL STIMULUS DOLLARS AND ACCT

Perkins stated that he will be going off the ACCT Board as of October and has learned a tremendous amount particularly in the last two years. Feit is currently running to fill that position on the board and Perkins is fairly certain he will be elected.

Perkins distributed some handouts concerning a study which was conducted by Sara Goldrick-Rab and used by the Obama administration as the framework for the stimulus package. He went on to state that Jee Hang Lee, Public Policy Advocate for ACCT, is extremely concerned that Senator Nelson may not support the stimulus funds for community colleges. The reasoning on the part of Senator Nelson is the issue of the changes which may occur to the loan program for students. Perkins feels that since Senator Nelson is co-chair of the Community College Caucus and if he were to come out in opposition of the stimulus package, more Senators may follow suit. Perkins then stated that perhaps the Association should sit down with him during August recess of the Senate and discuss with him our concerns and interests of the stimulus package. Baack stated that he would contact Senator Nelson's office and speak with his Chief of Staff to learn what the Senator's position is and if needed, set up a meeting. Oelsligle stated that he would be curious to know the position the rest of the Nebraska delegates have. Baack stated that he could certainly find that out.

12. EXECUTIVE DIRECTOR'S REPORT

Baack distributed two newspaper articles pertaining to community colleges that he felt the Board would be interested in.

Baack thanked the Board for their support through the last year. Baack then stated that Vickers is contemplating retiring next year and wanted to make the Board aware of that.

Oelsligle asked if there would be any more public hearings by the Coordinating Commission regarding the study. Baack replied that there could be one or two more in

October or November. Baack then commended the Board for their testimony given during the first public hearing and felt it was on track with the study.

13. ACCT STATE COORDINATOR REPORT

Feit distributed a written report and briefly reviewed it with the Board. Perkins suggested that Board members go to ACCT's website and sign up for the E-Law Alert which provides information as to the legislation in Washington, D.C. Perkins then reminded those Board members who will be attending the ACCT conference in October to vote for Feit for ACCT Board.

14. COMMENTS AND CONCERNS OF GOVERNING BOARD MEMBERS

Wilson asked Baack for any details regarding the upcoming annual meeting. Baack replied that he is currently in discussion with the host Southeast as to possible topics and speakers. Baack then stated that if any Board member has any suggestions for speakers to please email him or Dr. Huck.

The Board then applauded and thanked President Schluckebier for his leadership and hard work in the last year.

There being no further business, the meeting adjourned at 11:53 a.m.

Lynn Schluckebier, President

Diane Keller, Secretary