

**NEBRASKA COMMUNITY COLLEGE ASSOCIATION
BOARD OF DIRECTORS
Fourth Quarterly Meeting Minutes
October 6, 2010**

1. PUBLIC MEETING NOTICE

All NCCA Board of Directors, Area Presidents, and the general public having been duly notified the fourth quarter meeting of the NCCA Board of Directors was held October 6, 2010, at the Harms Advanced Technology Center in Scottsbluff. President Diane Keller stated that a public meeting notice was published in Scottsbluff and Lincoln. She 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 Diane Keller – Central
Vice President Roger Wilson – Mid-Plains
Secretary Don Oelsigle – Northeast
Treasurer Robert Feit – Southeast
Sandra Borden – Central
Steve Brock for Timothy Potter - Metropolitan
Merlyn Gramberg – Western Nebraska
Jane Hornung – Mid-Plains
David Newell – Metropolitan
Tom Perkins – Western Nebraska
Larry Poessnecker – Northeast
Lynn Schluckebier – Southeast

Staff Present:

Dennis Baack – Executive Director
Melanie Williams – Administrative Assistant

Also present were: Dr. Smith – Central, Steve Grabowski, Crystal Rhoades, and Randy Schmailzl – Metropolitan, Elizabeth Benjamin, Glenn Colson, Ernie Mehl, and Dr. Michael Chipps – Mid-Plains, Shirley Petsche and Dr. Bill Path – Northeast, Dr. Jack Huck – Southeast, and Tim Daniels, John Davies, Dennis Miller, Jecca Ostrander, Darrell Roberts, Jack Warrick, and Dr. Todd Holcomb – Western Nebraska.

3. CALL TO ORDER AND QUORUM DETERMINATION

President Keller called the meeting to order at 11:57 a.m. and asked for roll call and quorum determination. Present and responding were twelve board members representing their respective area governing boards. It was determined that a quorum was present.

4. APPROVAL OF AGENDA

President Keller stated that since the meeting is not scheduled to begin until 1:15 p.m. per the public meeting notice, no action will be taken on motions until that time.

President Keller asked for any additions or changes to the meeting agenda. There were none.

MOTION #1: MOTION BY LYNN SCHLUCKEBIER AND SECOND BY SANDRA BORDEN that the NCCA Board of Directors approves the agenda as presented.

5. APPROVAL OF MINUTES

President Keller asked for any corrections to the August 9, 2010, meeting minutes. Oelsligle stated that a paragraph was repeated twice on page 3 and page 4 of the minutes.

MOTION #2: MOTION BY ROBERT FEIT AND SECOND BY DON OELSLIGLE that the NCCA Board of Directors approves the August 9, 2010, meeting minutes as corrected.

6. TEAM 2/BUDGET & PERSONNEL COMMITTEE REPORT

a. Executive Director Contract Extension

Oelsligle stated that Team 2 had met and reviewed the evaluation results with the Executive Director.

MOTION #3: MOTION BY DON OELSLIGLE AND SECOND BY TOM PERKINS that the NCCA Board of Directors accepts the Executive Directors evaluation results as presented.

President Keller asked for any discussion. There was none.

Oelsligle stated that the second item discussed at the meeting was the Executive Directors contract extension. Numerous options were discussed and a consensus was reached on the following motion.

MOTION #4: MOTION BY DON OELSLIGLE AND SECOND BY TOM PERKINS that the NCCA Board of Directors extends the Executive Directors contract for a six month period ending on June 30, 2011, and if a new organization is established or the existing organization is continued, the Executive Directors contract is automatically extended for another six month period ending on December 31, 2011.

President Keller asked for any discussion. There was none.

7. AREA INTRODUCED RESOLUTIONS

a. Review Policies Regarding Conflict Resolution & Philosophy, Mission, Goals, and Vision of NCCA

President Keller stated that she did not have any recommendations for the possible changing of these policies but wanted to put it before the Board so that possible discussion could possibly be had as well as provide guidance in the discussion to follow. She then asked for any discussion. There was none.

b. Resolutions Introduced by Metropolitan

MOTION #5: MOTION BY DAVID NEWELL AND SECOND BY STEVE BROCK that the NCCA Board of Directors approves a resolution linking each member school's voting power and assessment of annual dues to its percentage of full-time equivalent students relative to the total full-time equivalent students of all member schools combined.

President Keller asked for discussion.

Newell read the executive summary and resolution with the Board. He then stated that Metro has 37% of the total FTE and 16.6% representation on the NCCA Board. Metro is frequently outvoted on a 5-1 basis and as a consequence, Metro has become frustrated with their membership in the NCCA. He stated that Metro is the second largest institution of higher learning in Nebraska and the fastest growing. Metro does not get the kind of respect they deserve and this resolution would help them achieve that respect and recognition for their size, importance, and role and mission that they provide for the area they are responsible for. Newell then stated that Metro's future with the NCCA is in the Board's hands. They ask the Board to seriously consider this proposal and accept it or another proposal that does recognize that the areas are not all equal in size, funding, and activity.

Perkins stated that he was on the ACCT Board for eight years and as the smallest school on that Board, his vote was never challenged. Each college paid their dues based on size and cared about the mission and role of community colleges across the nation. He continued to state that he will oppose this resolution and does not understand the need for more prestige than to be a member of a community college community serving the state of Nebraska.

Brock stated that if a look was taken at other representative groups across the country, this is how many of them proceed. They want Western to be on the Board and think they are an important member but at the same time, Metro's enrollment increase over the past few years has been larger than some of the smaller community college areas. He then noted that Metro is also willing to take a greater dues amount with this

proposal. If Metro does not have a viable representation on the Board, some of the Metro board members feel that they can no longer continue as members of the NCCA.

Borden stated that this resolution penalizes some community colleges because of some factors which are not taken into account such as population base, courses, and a number of other factors. She then stated that she would oppose this resolution as written.

Newell asked Borden if she had another proposal then and if the current system is fair. Borden replied that as a NCCA board member, her focus is on the system as a whole and not just her area so that no one area is getting preferential treatment.

Newell stated that he thinks the Board should kick Metro out of the association as it would be faster, simpler, and quicker and this would be one of the best ways it could be done.

Brock stated that he does not think it would be preferential treatment but rather representative like the Legislature is.

Schluckeiber stated that if anyone would look at the Board's philosophy, goals, and mission, the number of representatives per area probably wouldn't make any difference and would probably be better to keep everyone even.

President Keller asked if Metro would go over the 38% FTE mark for a total of five votes per NCCA board member in the next calendar year. Dr. Smith replied that they would and asked if it would feel any better to be outvoted by a different number than 5-1. Newell replied to try it and see. He then stated that some flexibility needs to be shown or the Board is making it very clear what Metro's decision ought to be. He continued to state that he hasn't heard any alternatives and that it seems to be our way or the highway and Metro understands the highway. President Keller stated that she respects Metro's frustration but she would hope that the common goal is to come up with something in a more compromised tone.

Wilson stated that if he votes against this resolution, it is not to be taken as a vote to kick Metro out of the Association.

President Keller asked for further discussion on this resolution. There was none.

Brock stated that the second resolution to be introduced by Metro refers to the discussion that was had at the board retreat in Grand Island which would use the Presidents council as more of a decision making body. Metro would like to see everyone agreeing on a common agenda especially in terms of advocacy. It was both frustrating and expensive for Metro to do lobbying on their own last year and they would like to try to avoid that in the future if they could.

MOTION #6: MOTION BY STEVE BROCK AND SECOND BY DAVID NEWELL that the NCCA Board of Directors approves a resolution establishing a policy regarding acceptance of recommendation on issues after consideration by the Presidents Council.

President Keller asked for any discussion.

Newell stated that Metro brought this back to make sure this opportunity would be in front of the Board for evaluation and approval.

Perkins stated that this resolution in essence takes away the responsibility of the Board to make decision on the behalf of the NCCA.

President Keller asked for any further discussion. Oelsligle stated that he is struggling with the question as to whether this resolution would take away some of the responsibility of the Board or would just include the Presidents Council in the process. Wilson stated that his problem with the resolution is having employee's set policy which is a board's responsibility. Brock responded that the NCCA Board does function differently than the local area boards who are in charge of hiring and firing of Presidents.

Newell stated that if the Board wants the Association to survive, be successful, and communicate effectively with outside groups such as the Legislature, unanimity probably helps get you there because the things that divide you are the same things that you remember and live with. Going forward at the very least, even though he will not be able to forget what has been done to Metro in the past, it would say we are there together. He continued to state that if the Board doesn't want to be together, then send Metro down the road which is what he thinks is going to happen and he won't be as disappointed as they make think.

Perkins stated that he is thinking about the awards ceremony and the stories which were told and how for a moment we felt like we were together. He is not telling Newell to walk but Newell is threatening the Board that they will walk. If Metro does decide to walk, they will miss the experience of coming together and listening to the stories of community college students who have been successful.

Newell stated that if he is reading the Board correctly, things are going to change around July 1, 2011, and he thinks Perkins point is correct. A lot can still be done together even if we are not a part of the same association. He then stated that Schmailzl had previously made the statement that the thing that divides us is the money and that is what this is all about. Ways to communicate can still be found but not under the rule brick of the NCCA. Newell stated that his board has developed something, which he is willing to share, that would help the Board understand there are other options and opportunities to continue working together. The bottom line is that Metro is not being treated very well under this present structure and there does not seem to be a

great willingness to change. As a consequence, Metro thinks that they need to look down the road and see what the future may bring for everyone. Copies of Metro's idea of what a successor organization could look like were made and distributed to the Board.

President Keller asked for any further comment. There was none. She then did point out that this information just provided to the Board would have to be brought up at the next board meeting due to it not being on the agenda.

c. Resolution Introduced by Northeast

Oelsligle reviewed the resolution with the Board. He stated that he believes the resolution addresses two of the major concerns Metro had stated before which are representation and paying for lobbying when it is in opposition of an area.

MOTION #7: MOTION BY DON OELSLIGLE AND SECOND BY LARRY POESSNECKER that the NCCA Board of Directors approves a resolution regarding the dues structure, number of directors, and voting requirements of the NCCA.

Schluckebier stated that he disagrees with items 5 and 8 in the resolution. Item 5 because of the unique nature of the Association and item 8 because of the difficulty it would be to prepare a budget for the Association.

MOTION BY LYNN SCHLUCKEBIER AND SECOND BY ROBERT FEIT to amend the original motion and strike lines 5, 8, 9, and 10 from the resolution.

Discussion was then had regarding the proper procedure for discussion of the original motion and the amendment. Schluckeiber and Feit withdrew their amendment at this time.

8. BYLAW AND POLICY COMMITTEE

Poessnecker stated that the Bylaw and Policy Committee had met and discussed establishing a whistleblower policy as recommended by the auditors. The team reviewed two suggested policies and selected one which was distributed to the Board. The selected policy will be modified to reflect the Association and brought before the Board for approval at the first quarter board meeting.

9. DATES AND SITES OF 2011 QUARTERLY MEETINGS

Discussion was had regarding the dates and sites of the 2011 quarterly meetings as well as the legislative bill review meeting which would take place in January. Baack stated that the date for that meeting is not known at this time but would most likely take place the first Monday after bill introductions has concluded. Feit reminded the Board

that having a meeting or two via video conference would save each college money on travel expenses for the board members. Oelsigle recommended that at least until July 1, no video conferences be held. Discussion was then had regarding the dates and locations of the 2011 meetings. The 2011 NCCA meeting dates and locations are as follows:

- First Quarter – March 7, 2011 – Beatrice
- Second Quarter – May 2, 2011 – Hastings
- Third Quarter – August 8, 2011 – Fort Omaha
- Fourth Quarter – November 1 and 2, 2011 – Grand Island

MOTION #8: MOTION BY STEVE BROCK AND SECOND BY LYNN SCHLUCKEBIER for the NCCA Board of Directors to approve the 2011 quarterly meeting dates and locations.

10. UPDATED COMMITTEE ASSIGNMENTS

President Keller reviewed the updated committee assignments and asked for any comment from the Board. There was none.

11. NET COMMISSION VACANCY

Brock asked for some information regarding the NET Commission vacancy. Baack stated that the current community college representative's term on the NET Commission will expire on December 31 and he will not be seeking another term. It was then stated that each board member should go back to their respective boards and ask if any area board member would be interested in filling that vacancy. All nominations should be submitted by November 10 to the NCCA office or Governor who will then make the appointment. Schluckebier asked for a description of duties and Perkins replied that the current representative is in attendance. Dennis Miller stated that they have four meetings a year in Lincoln and four meetings a year via tele-conference. The Commission approves the budget which is primarily hardware maintenance and upgrades. He then stated that the Commission does reimburse for mileage.

12. COUNCIL OF CHIEF EXECUTIVE OFFICERS REPORT

Dr. Smith stated that the CEO Council did reach a consensus on a proposal to portion state aid in the next biennium. This proposal will go before each individual community college area for approval over the next month. If each area approves the proposal, it will become a part of the NCCA legislative agenda.

13. TREASURER'S REPORT

Feit reviewed the financial statements with the Board and asked for any questions or comments.

14. EXECUTIVE DIRECTORS REPORT

Baack stated that he is currently scheduling area board visits but unfortunately will not be able to attend everyone's this year. He then stated that the NCCA office would begin working with Central in preparation for next year's annual meeting.

The Board went into recess from 1:10 p.m. until 1:23 p.m.

President Keller stated that the Board can now vote on the motions

Vote on Motion #1 at 1:24 p.m.

Voting Aye: Borden, Brock, Feit, Gramberg, Hornung, Keller, Newell, Oelsligle, Perkins, Poessnecker, Schluckebier, Wilson

Voting Nay: None

RESULT: Motion carried twelve (12) ayes and no nays.

Vote on Motion #2 at 1:24 p.m.

Voting Aye: Borden, Brock, Feit, Gramberg, Hornung, Keller, Newell, Oelsligle, Perkins, Poessnecker, Schluckebier, Wilson

Voting Nay: None

RESULT: Motion carried twelve (12) ayes and no nays.

Vote on Motion #3 at 1:25 p.m.

Voting Aye: Borden, Brock, Feit, Gramberg, Hornung, Keller, Newell, Oelsligle, Perkins, Poessnecker, Schluckebier, Wilson

Voting Nay: None

RESULT: Motion carried twelve (12) ayes and no nays.

Vote on Motion #4 at 1:25 p.m.

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

Voting Nay: Brock, Newell

RESULT: Motion carried ten (10) ayes and two (2) nays.

Vote on Motion #5 at 1:26 p.m.

Voting Aye: Brock, Newell

Voting Nay: Borden, Feit, Gramberg, Hornung, Keller, Oelsligle, Perkins, Poessnecker, Schluckebier, Wilson

RESULT: Motion failed two (2) ayes and ten (10) nays.

Motion #6: Discussion was had regarding motion 6. Oelsligle stated that in his opinion, this is occurring already and that is why he will vote in favor of this motion. Dr. Huck stated that there is currently no requirement for the CEO's to come to an unanimous decision on an issue. It is his experience that there has been at least three circumstances where the process that is envisioned in the resolution would allow one person to bring the function of the group to some sort of neutrality and he does not think it is a helpful process to impose on the CEO Council.

Vote on Motion #6 at 1:29 p.m.

Voting Aye: Brock, Newell, Oelsligle

Voting Nay: Borden, Feit, Gramberg, Hornung, Keller, Perkins, Poessnecker, Schluckebier, Wilson

RESULT: Motion failed three (3) ayes and nine (9) nays.

Motion #7: Brock called for a revision and asked that each item in the resolution be voted on separately. Perkins asked if each individual area board member should take this resolution back to their boards so that discussion and analysis could be had by each board as was the case with the resolutions introduced by Metro. The resolution would then be voted on at the next board meeting. Discussion was than regarding postponing the resolution.

MOTION BY TOM PERKINS AND SECOND BY JANE HORNUNG for the NCCA Board of Directors to postpone this motion until the next board meeting to enable the community college areas to review and discuss the resolution.

President Keller asked for further discussion. There was none.

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

Voting Nay: Brock, Newell

RESULT: Motion carried ten (10) ayes and two (2) nays.

Motion #8: President Keller asked that the dates of the 2011 board meetings be reviewed again at the legislative bill review meeting in January. Baack stated that it will be added to the agenda.

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

Voting Nay: Newell

RESULT: Motion carried eleven (11) ayes and one (1) nay.

There being no further business, the meeting adjourned at 1:41 p.m.

Diane Keller, President

Don Oelsligle, Secretary