

MINUTES
REGULAR BOARD MEETING
of McHENRY COUNTY COLLEGE

The Regular Meeting of the Board of Trustees of McHenry County College was held on Thursday, May 26, 2011, in the Board Room, Room A217, in Building A on the Campus. Chair Miller called the meeting to order at 6:30 p.m. When Secretary Walters called the roll, the following were present:

Mr. Adams
Ms. Larson
Ms. Liddell
Mr. Parrish
Ms. Kissler
Mr. Morrobel
Ms. Walters
Ms. Miller

Attorney Daniel Curran was present as legal counsel.

PLEDGE OF ALLEGIANCE

Chair Miller led the group in the Pledge of Allegiance.

MISSION STATEMENT

Mr. Morrobel read the Mission Statement.

ACCEPTANCE OF AGENDA

The agenda was accepted as presented without objection.

ACCEPTANCE OF MINUTES

The minutes of the Special Board Meeting, April 21, 2011, the Final Meeting of the Retiring Board, April 27, 2011, the Organizational Meeting, April 27, 2011, the First Meeting of the Newly Organized Board, April 27, 2011, and the Special Board Meeting, May 12, 2011, were accepted as presented without objection.

OPEN FOR RECOGNITION OF VISITORS AND PRESENTATIONS

No one signed in to address the Board.

BOARD COMMITTEE REPORTS

A. Evaluation and Policies Committee

Ms. Kisser reported on the May 23, 2011 meeting.

B. Facilities Planning Committee

Ms. Larson reported on the March 22, 2011 Facilities Planning Committee meeting.

C. Finance Committee

Ms. Walters reported on the May 24, 2011 Facilities and Planning Committee meeting.

D. Finance and Negotiations Committee

Mr. Adams reported on the May 19, 2011 Finance and Negotiations Committee.

ICCTA REPORT

Ms. Larson stated that there was nothing to report; the first meeting will be held in Bloomington next week.

FRIENDS OF MCC FOUNDATION REPORT

Mr. Parrish reported that 34 scholarships have been awarded for fall, for a total of \$30,000.00. Application forms for the Women in Transition \$12,000.00 scholarship have been sent out. The Foundation received the generous gift of a home in Harvard, the value of which is well over \$100,000.00 and the contents valued around \$4,000.00, plus \$50,000.00 in cash. The gift will benefit mathematics and physics studies. Mr. Parrish announced that the Foundation Golf outing will be held June 10. Mr. Parrish spoke about the 132 Promise Scholarship students who graduated this year. He announced that almost two-thirds of the Promise students who began the program in 2009 are still enrolled at McHenry County College.

PRESIDENT'S REPORT/PRESENTATION

Dr. Smith spoke first about an election workshop she and Mr. West attended earlier this year. The presentation was so informative, that the Board will receive this information during a Special Board meeting on Tuesday, June 7 at 5:30 p.m. in the Board Room. She announced that the Higher Learning Commission will conduct an AQIP site visit on campus September 28 through September 30, 2011. Dr.

Smith complimented Ms. Pat Stejskal who has done an excellent job heading up the AQIP Steering Committee this year. Dr. Smith noted highlights from her report, which include Shah Center news – the National Safety Council announced that Shah instructor Terry Barrett has been named DDC-Alive at 25 Instructor of the Year, as well as an award of \$175,000.00 in funding to support workforce development from the Illinois Department of Commerce and Economic Development. In addition, Dr. Smith announced that student volunteers at the VITA tax clinic helped file 640 tax returns. Dr. Smith also threw out the first pitch at the Region IV baseball game, the first time MCC has hosted this tournament.

PRESENTATIONS

Forensic Awards – Ms. Bonnie Gabel, Instructor of Speech

Dr. Miksa introduced Ms. Gabel, who spoke about the successful season the Speech team had, showing success in accomplishing the team's mission to develop communication skills and deepen critical thinking skills. Ms. Gabel introduced team members Richard Singletary, Carl Moore, Kat Stemple, Antonio Clinton, A. J. Valentine and Branden Dunlap, and showed a video presentation of season highlights.

New-Student Convocation – Dr. Flecia Thomas, Dean of Student Success and Ms. Christina Haggerty, Director of Marketing and Public Relations

Dr. Miksa spoke about the August 18 New-Student Convocation, and introduced Dr. Flecia Thomas and Ms. Christina Haggerty. Dr. Thomas and Ms. Haggerty gave a presentation about this event, which has come out of the First-Year Experience. The College wants to make sure that students get what is necessary to be successful, graduate and have the skills to be a role model and leader. The convocation ceremony will kick off the beginning of the academic year and is designed to encourage new students to make the most of their college experience. All are encouraged to attend and events are planned throughout the morning and afternoon.

COMMUNICATIONS

A. Faculty Report

Dr. Grela and Mr. Hoy congratulated newly elected Trustees Kissler, Liddell and Morrobel. They stated that they look forward to working with the Board over the next two years and are excited to have the

opportunity to speak about faculty concerns, achievements and accolades. They will work hard to continue the positive and professional relationship established by former president Dr. Bev Dow. They spoke about summer faculty enrichment opportunities and cited Ms. Pat Zokal, who is working on revisions to the MCC website regarding career decision making and Mr. Mark Eckel, who will attend the Georgia Historical Society's NEH Landmarks of American History and Culture Workshop for Community College Faculty, entitled "African-American History & Culture in the Georgia Lowcountry: Savannah & The Coastal Islands, 1750-1950."

B. Adjunct Faculty Report

Ms. Mary Beth Linse reported that the adjunct faculty would like to thank the Board of Trustees for a positive negotiation experience and welcomed new Trustees. She announced that the adjunct faculty look forward to working with the Board.

C. Staff Council Report

Ms. Jonna Kivisto stated that the Staff Council will be awarding two \$500.00 scholarships to Mr. Miguel Rongel Garcia and Ms. Jessica Caccavallo. She introduced the negotiations team: Ms. Tawnja Trimble, Mr. Scott Waltmire, Ms. Pat Kallaus and Ms. Talia Koronkiewicz. Ms. Kivisto reiterated her opening statement regarding the negotiations process that there has been change, turmoil, unrest and through it all, MCC has served the community as well or better than ever due to hard work by staff, and because all in this room work as a team – students, faculty, staff, administration and Board.

D. Student Trustee Report

Mr. Morrobel reported on the April 23 "Noche Cultural" sponsored by Club Concordia. He spoke about the MCC tennis team's successful season – the team placed fourth in regional competition and made it to the finals in the consolation bracket. Mr. Morrobel stated that Craig Greenwald was the singles champion at the Regional Tournament and was awarded the NJCAA Region IV player of the year. Team members Craig Greenwald and Jon Frantz will attend the NJCAA National Tournament. The Student Awards Ceremony on May 3 recognized 148 students and 42 academic, athletic and student life awards.

E. Attorney Report

Attorney Curran stated there was nothing to report.

APPROVAL OF CONSENT AGENDA

Ms. Walters moved to approve the Consent Agenda and Ms. Larson seconded the motion. There was no discussion. The roll was called and all present were in favor; the motion carried.

For Approval

- A. Executive Summary, Board Report #11-85
- B. Financial Statements
 - 1. Treasurer's Report, Board Report #11-86
 - 2. Ratification for Payment of Voucher #1032 - \$1,806,588.16 Board Report #11-87
- C. Requests to Purchase/Renew
 - 1. Chemistry Equipment, Board Report #11-88
 - 2. Emergency Medical Technician (EMT) Training, Board Report #11-89
 - 3. Installation of Paver Sidewalk, Board Report #11-90
 - 4. Microscopes, Board Report #11-91
 - 5. Refurbished Alaris Intravenous Pump Equipment, Board Report #11-92
 - 6. Replacement Furniture, Board Report #11-93, Amended
 - 7. Replacement Computer LCD Monitors, Board Report #11-94
 - 8. SchoolDude Annual Software Maintenance, Board Report #11-95
 - 9. Subscribe to Overdrive, Board Report #11-96
 - ~~10. Dimmer Board Replacement and Installation for The Black Box Theatre, Board Report #11-97~~
- D. Administrative Contracts for FY 2012, Board Report #11-98
- E. Destruction of Recording of the Closed Session of the October 19, 2009 Committee of the Whole Meeting, Bd. Rpt #11-99
- F. Architect Selection For Small Projects, Board Report #11-100, Amended
- G. Personnel
 - 1. Personnel Adjustments for Spring 2011 Transfer and Occupational Courses, Board Report #11-12, Addendum
 - 2. Personnel Adjustments for Summer 2011 Transfer and Occupational Courses, Board Report #11-101
 - 3. Continuing and Professional Education Personnel Considerations for Spring 2011, Board Report #10-266, Addendum
 - 4. Continuing and Professional Education Personnel Considerations for Summer 2011, Board Report #11-77, Addendum
 - 5. Approval of New Position, Director of Health and Wellness, Board Report #11-102
 - 6. Approval of New Position, Supervisor Custodial Second and Third Shifts, Board Report #11-103
 - 7. Appointment of New Internal Auditor, Board Report #11-104. Amended
 - 8. Appointment of Replacement Executive Dean of Mathematics, Sciences and Health Professions, Board Report #11-105
 - 9. Appointment of Temporary Replacement Instructor of Spanish, Board Report #11-106
 - 10. Request for Faculty Leave, Board Report #11-107
 - 11. Salary/Advanced Placement Adjustments, Board Report #11-108

ACTION ON ITEMS REMOVED FROM THE CONSENT AGENDA

No action was needed.

APPOINTMENTS

- A. Appointment of New Supervisor, Custodial Second and Third Shifts, Board Report #11-109
- B. Appointment of New Director of Health and Wellness, Board Report #11-110

Ms. Liddell moved to approve Board Report #11-109, Appointment of New Supervisor, Custodial Second and Third Shifts and Board Report #11-110, Appointment of New Director of Health and Wellness. Ms. Walters seconded the motion. There was no discussion. The roll was called and all were in favor. The motion carried.

NEW BOARD POLICY-FIRST READING, POLICY 2.1.6.1, CAPITALIZATION, Board Report #11-111

Ms. Kisser spoke about this policy which will be brought back next month for approval. Ms. Walters inquired whether the College artwork falls into this category as it is an appreciating asset. Ms. Miller stated that it was brought to the Board's attention by Mr. West, and that she will be glad to have this policy in place. Mr. West stated that once adopted, the policy will be retroactive.

FOR INFORMATION

- A. Resignation
- B. Resignation
- C. Resignation
- D. Resignation
- E. Resignation
- F. ERP Report

Dr. Butler reported that the project is on track and on budget. Major milestones passed include installing Phase 1 of the hardware, and software has been installed. Training has begun, and a Core Team has been built; Dr. Butler noted that the Core Team will be meeting every week for a long time. Dr. Butler noted that Phase 2 will begin in the next few weeks, and there will be another phase of hardware installation for the Shah Center. A timetable will be available at the next Board meeting.

Dr. Butler stated that staff attended the Illinois Datatel Users Group (IDUG) recently to speak with other Datatel users. Dr. Butler stated that the Chart of Accounts is on target, and the next step will be financial aspects of the system.

G. MCC Rebranding Effort

Ms. Haggerty spoke about the online survey recently conducted. The survey's goal was to identify how different internal and external groups perceive the College's strengths and opportunities and to use that data to drive the messaging. Ms. Kissler asked whether Trustees will be able to look at the raw data to evaluate and understand the final product; Ms. Haggerty will share that report with the Trustees, noting that Trustee Adams represents the Board on this committee.

H. Distributed Press Releases

There was no discussion.

DISCUSSION OF THE ANNUAL ACCT LEADERSHIP CONGRESS

Dr. Smith announced that hotel reservations can be made only after conference registration is completed. She asked all who plan to attend to notify Ms. Keehn by Friday, May 27, 2011.

SUMMARY COMMENTS BY BOARD MEMBERS

Ms. Larson announced that an electronic waste collection will be held on campus on June 11, 2011. The event is free to county residents. Ms. Miller announced that Board of Trustees note cards are available if anyone would like to send a personal note.

FUTURE AGENDA ITEMS

No future agenda items were proposed.

CLOSED SESSION

At 7:49 p.m., Ms. Larson moved to go into Closed Session to discuss matters covered under 120/2(c), Exception #2, *Collective negotiating matters between the public body and its employees or their representatives, or deliberations concerning salary schedules for one or more classes of employees* and Exception #5, *The purchase or lease of real property for the use of the public body, including meetings held for the purpose of discussing whether a particular parcel should be acquired*. Ms. Larson amended the motion to include 120/2(c), Exception #1, *The appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the public body, or legal counsel for the public body,*

including hearing testimony on a complaint lodged against an employee to determine its validity, 120.2(c), Exception #11, Litigation, when an action against, affecting or on behalf of the particular public body has been filed and is pending before a court or administrative tribunal, or when the public body finds that an action is probable or imminent, in which case the basis for the finding shall be recorded and entered into the minutes of the closed meeting and 120.2(c), Exception #21, Discussion of minutes of meetings lawfully closed under this Act, whether for purposes of approval by the body of the minutes or semi-annual review of the minutes as mandated by Section 2.06.

Ms. Walters seconded the motion. There was no discussion. The roll was called and all were in favor; the motion carried. At 7:50 p.m. a short break was taken, after which Closed Session will reconvene.

At 9:44 p.m., Ms. Liddell moved to come out of Closed Session. Mr. Adams seconded the motion. There was no discussion. The roll was called and all were in favor; the motion carried. Closed Session ended at 9:45 p.m.

RESOLUTION TO REJECT OFFER

Ms. Walters made the following motion: "I now move this Board for a finding that the college has provided an offer, through its agents Daniel Curran and Vicky Smith, of \$750,000.00 to purchase the real property located at 9010 Northwest Highway, Crystal Lake, Illinois, as more fully described on Exhibit "A" attached to this resolution, and, that said offer has been rejected and the Owners have provided a Counteroffer of \$1,500,000.00; that said offer of \$750,000.00 represents the fair market value of the property; and in accord with these findings and such other findings as disclosed in the Board Minutes of April 21, 2011, as well as this meeting move this Board for resolution to reject the Owner's Counteroffer; and further to authorize Daniel Curran, and the law firm of *Campion, Curran, Dunlop, Lamb and Cunabaugh, P.C.*, to take any and all steps necessary to accomplish this goal." Ms. Liddell seconded the motion. There was no discussion. The roll was called and all were in favor; the motion carried.

RESOLUTION TO CONDEMN

Mr. Adams made the following motion: "I now move this Board for a finding that this college has provided an offer, through its agents Daniel Curran and Vicky Smith, of \$750,000.00 to purchase the real

property located at 9010 Northwest Highway, Crystal Lake, Illinois, as legally described on Exhibit "A" attached hereto, and, that said offer has been rejected by the Owners; that College has made a reasonable good faith effort to reach agreement with Owner of property and has not been able to reach agreement; that further efforts to reach an agreement for purchase of property would be futile; that said offer represented the fair market value of the property as of the date of the offer; that due to certain liens and encumbrances on the property the owners may not be able to convey clear and marketable title without condemnation proceedings; and, in accord with these findings and such other findings as disclosed in the minutes of the Board on April 21, 2011 and at this meeting, move this Board for resolution to initiate and pursue the acquisition of said property, subject to the Illinois Community College Board's approval of the purchase price, by condemnation proceedings pursuant to Section 3-36 of the Illinois Public Community College Act, 110 ILCS 805/3-36, and Section 5-5-5(b) and other provisions of the Eminent Domain Act, 715 ILCS 30/1-1-1, for the Public Purpose of expanding the college's institutional and educational facilities; and further to authorize Daniel Curran, and the law firm of *Campion, Curran, Dunlop, Lamb & Cunabaugh, P.C.*, to take any and all steps necessary to accomplish the aforesaid goals, including, but not limited to, the submission of a Motion for Relief of Automatic Stay in Case No. 190-B-72081. Ms. Walters seconded the motion. There was no discussion. The roll was called and all were in favor; the motion carried.

RESOLUTION TO RELEASE AUTOMATIC STAY

Ms. Larson made the following motion: "I now move this Board for a resolution to authorize and direct Daniel Curran, and the law firm of *Campion, Curran, Dunlop, Lamb & Cunabaugh, P.C.* to file an appearance and bring a motion to the United States Bankruptcy Court for relief from the bankruptcy stay in the bankruptcy case in re William J. Gilger, Case No. 10-B-72081, to allow the College to pursue the acquisition or condemnation of the real property located at 9010 Northwest Highway, Crystal Lake, Illinois, as legally described on Exhibit "A," and further to authorize Daniel Curran, and the law firm of *Campion, Curran, Dunlop, Lamb & Cunabaugh, P.C.* to take any and all steps necessary to accomplish the aforesaid goals, and to initiate and pursue the acquisition of said property pursuant to Section 3-36 of

the Illinois Public Community College Act, 110 ILCS 805/3-36, and Section 5-5-5(b) and other provisions of the Eminent Domain Act, 735 ILCS 30/1-1-1, for the Public Purpose of expanding the college's institutional and educational facilities, based upon the findings set forth in the minutes of the Board Meeting of April 21, 2011 as well as this meeting.

Ms. Liddell seconded the motion. There was no discussion. The roll was called and all were in favor; the motion carried.

ACCEPTANCE OF CLOSED SESSION MINUTES

Mr. Adams moved to accept the amended minutes of the Closed Session of the Finance Committee Meeting of March 24, 2011, the minutes of the Special Board Meeting of April 21, 2011, First and Second Closed Sessions, and to accept the minutes of the Special Board Meeting, May 12, 2011 and Ms. Larson seconded the motion. There was no discussion. The roll was called and all were in favor. The motion carried.

ADJOURNMENT

Hearing no further business, Chair Miller adjourned the meeting at 9:54 p.m.

Patricia Kriegermeier, Recording Secretary

Barbara Walters, Board Secretary