

MINUTES
SPECIAL BOARD MEETING
OF McHENRY COUNTY COLLEGE

A Special Meeting of the Board of Trustees of McHenry County College was held on Friday, July 2, 2010, in the Board Room, Room A217, in Building A on the Campus. Chair Miller called the meeting to order at 10:00 a.m. When Secretary Kurtz called the roll, the following Trustees were present:

Mr. Sheriff
Ms. Walters
Ms. Kurtz
Ms. Miller
Mr. Parrish
Ms. Larson
Dr. DeWitt
Mr. Lowe

Attorney Perkoski was present as legal counsel.

ACCEPTANCE OF AGENDA

The agenda was accepted as presented.

BOARD POLICY 1.7.4 MODIFICATION AND/OR SUSPENSION

Ms. Kurtz asked Attorney Perkoski to explain why the suspension of Board Policy 1.7.4 is necessary.

Mr. Perkoski understood that a review of the Chair and Vice Chair positions should be conducted. He then explained that it was necessary to temporarily suspend Board Policy 1.7.4 pertaining to election of officers, specifically policies 1.7.4.1 and 1.7.4.3. Mr. Perkoski further discussed that the holding of an officer election in the second year after the general election of Trustees was consistent with the Illinois Public Community College Act. Mr. Perkoski further stated that on an emergency basis, Board policies could be suspended in order to take action to elect new officers.

Ms. Kurtz moved to suspend Board Policy 1.7.4.1 and 1.7.4.3 on an emergency basis in order to facilitate the removal of the current Board Chair and Vice Chair and to allow for an election of these two offices.

Ms. Larson seconded the motion. There was no discussion. The roll was called. Trustees DeWitt, Larson, Miller and Kurtz voted in favor. Trustees Parrish, Sheriff, and Lowe voted against. Trustee

Walters abstained. Mr. Lowe commented to Ms. Walters that if she abstains, she is voting with the majority; Ms. Walters changed her vote to no. Mr. Lowe announced that the meeting was adjourned, as there was not a two-thirds vote. A discussion ensued regarding Robert's Rules and whether there was a need for more than a majority vote. Mr. Perkoski stated that Board Policies and Procedures did not require a super-majority vote and as such would not prevent a motion to suspend Board rules, drawing attention to Board procedures which do permit suspension of policies on an emergency basis. Mr. Perkoski further stated that the meeting was still in session. Discussion followed regarding new leadership and a relationship between the Board and President that can move the College forward. Dr. DeWitt moved to remove the existing Board Chair and Vice Chair and to hold an election for new officers to serve through the next Organizational Meeting. Ms. Larson seconded the motion. Extensive discussion then ensued among the Trustees. Mr. Sheriff commented that he had not been informed of the purpose of the meeting and expressed his disappointment.

Mr. Parrish moved to amend the motion by stating that the Board defer the motion until an opinion from the Attorney General is received. Mr. Perkoski stated that the motion cannot be amended without a majority consent to amend. There was no second for Mr. Parrish's motion. Ms. Kurtz asked that the roll be called to determine support for an amendment. The roll was called. Trustees Miller, Kurtz, DeWitt, Larson voted against; Trustees Walters, Lowe, Parrish and Sheriff voted in favor.

Following the roll call, the roll was again called for the motion on the floor to remove the Board Chair and Vice Chair and hold a new election without an amendment. Trustees Kurtz, Miller, Larson and DeWitt voted in favor; Trustees Walters, Parrish, Lowe and Sheriff voted against. The motion passed for the removal of the existing officers, and an election will follow.

Mr. Lowe left the meeting at 10:52 a.m.

Mr. Perkoski stated that the Board must take action to appoint a Chair Pro Temp or have the Vice Chair act in the Chair's absence. Ms. Kurtz moved to have Trustee Mary Miller act as the Chair in the absence of Chair Lowe, for the purpose of this meeting. Dr. DeWitt seconded the motion. There was no

discussion. The roll was called. Mr. Sheriff and Mr. Parrish voted against. Ms. Walters abstained. Ms. Kurtz, Ms. Miller, Ms. Larson and Dr. DeWitt voted in favor. The motion carried.

ELECTION OF OFFICER(S)

Ms. Larson moved that Ms. Miller be nominated as Chair. Dr. DeWitt seconded the motion. Ms. Kurtz called for other nominations; there were none. The roll was called. Dr. DeWitt, Ms. Larson, Ms. Miller, Ms. Kurtz and Ms. Walters voted in favor. Mr. Parrish voted present and Mr. Sheriff abstained. The motion carried. Ms. Kurtz asked Mr. Perkoski for an opinion on an abstain vote. Mr. Perkoski responded that an abstain vote is recorded as such. If a majority vote is required, an abstain vote is not counted as a no or a yes, but as an abstain. He added that a present vote would be recorded similar to an abstention. An announcement was made that Ms. Miller was the new chair, and Ms. Kurtz administered the Oath of Office to Ms. Miller.

Ms. Larson moved to nominate Dr. DeWitt as Vice Chair. Ms. Kurtz seconded the motion. Ms. Kurtz called for other nominations; Ms. Walters asked that Mr. Lowe be put in as Vice Chair. Mr. Parrish seconded the motion. The roll was called for both. Voting for Mr. Lowe were Mr. Sheriff, Ms. Walters and Mr. Parrish. Voting for Dr. DeWitt were Ms. Kurtz, Ms. Miller, Ms. Larson and Dr. DeWitt. Dr. DeWitt carried the vote. Ms. Kurtz administered the Oath of Office to Dr. DeWitt. Ms. Kurtz announced that the new officers would begin running the meeting.

ACTION ON PRESIDENTIAL SEARCH

Ms. Miller deferred to Dr. DeWitt on this action. Dr. DeWitt moved to appoint Vicky Smith for a three-year term at \$195,000.00 per year, subject to the terms and conditions of employment as defined in the final agreement and to authorize Board Chair and Board Secretary to execute the agreement, subject to final attorney review. Ms. Larson seconded the motion. The roll was called. Mr. Sheriff, Ms. Kurtz, Ms. Miller, Ms. Larson, Dr. DeWitt and Ms. Walters voted in favor. Mr. Parrish voted against. The motion carried.

CLOSED SESSION

There was no Closed Session.

SUMMARY COMMENTS BY BOARD MEMBERS

Mr. Parrish encouraged all to move forward with the same spirit that the Board has had in the past. Ms.

Walters and Ms. Miller acknowledged Mr. Parrish's comment.

ADJOURNMENT

Hearing no further business, the meeting was adjourned at 11:04 a.m.

Patricia Kriegermeier, Recording Secretary

Donna Kurtz, Board Secretary