

**NEBRASKA COMMUNITY COLLEGE ASSOCIATION
BOARD OF DIRECTORS
Second Quarter Meeting Minutes
May 2, 2011**

1. PUBLIC MEETING NOTICE

All NCCA Board of Directors, Area Presidents, and the general public having been duly notified the second quarter meeting of the NCCA Board of Directors was held May 2, 2011, at Metropolitan Community College in Omaha. President Keller stated that public meeting notices were published in the Omaha World Herald and Lincoln Journal Star. 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 Don Oelsigle – Northeast
Secretary Robert Feit – Southeast
Treasurer Kent Miller – Mid-Plains
Steve Brock – Metropolitan
Merlyn Gramberg – Western Nebraska
Ernie Mehl – Mid-Plains
David Newell – Metropolitan
Tom Perkins – Western Nebraska
Larry Poessnecker – Northeast
Lynn Schluckebier – Southeast

Directors Absent:

Sandra Borden – Central

Staff Present:

Dennis Baack – Executive Director
Melanie Williams – Administrative Assistant

Also present: Dr. Greg Smith – Central, Randy Schmailzl, Jim Grotrian, Steve Grabowski, and Sheila O'Connor – Metropolitan, Dr. Michael Chipps – Mid-Plains, Dr. Bill Path – Northeast, Dr. Jack Huck – Southeast, and Dr. Todd Holcomb – Western Nebraska.

3. CALL TO ORDER AND QUORUM DETERMINATION

President Keller called the meeting to order at 9:02 a.m. and asked for roll call and quorum determination. Present and responding were eleven board members representing their respective area governing boards. It was determined that a quorum was present.

4. APPROVAL OF AGENDA

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

MOTION BY LYNN SCHLUCKEBIER AND SECOND BY STEVE BROCK that the NCCA Board of Directors approve the agenda as presented.

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

A roll call vote was taken.

Voting Aye: Brock, Feit, Gramberg, Keller, Mehl, Miller, Newell, Oelsligle, Perkins, Poessnecker, Schluckebier

Voting Nay: None

Absent: Borden

RESULT: Motion carried eleven (11) ayes, no nays, and one (1) absent.

5. APPROVAL OF MINUTES

President Keller asked for any corrections or changes to the March 7, 2011, meeting minutes. There were none.

MOTION BY DON OELSLIGLE AND SECOND BY LYNN SCHLUCKEBIER that the NCCA Board of Directors approve the March 7, 2011, meeting minutes as presented.

President Keller asked for any discussion. There were none.

A roll call vote was taken.

Voting Aye: Brock, Feit, Gramberg, Keller, Mehl, Miller, Newell, Oelsligle, Perkins, Poessnecker, Schluckebier

Voting Nay: None

Absent: Borden

RESULT: Motion carried eleven (11) ayes, no nays, and one (1) absent.

6. REORGANIZATION OF NCCA

Oelsligle offered to withdraw Northeast's resolution.

MOTION BY DON OELSLIGLE AND SECOND BY TOM PERKINS to withdraw the resolution introduced by Northeast.

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

A roll call vote was taken.

Voting Aye: Brock, Feit, Gramberg, Keller, Mehl, Miller, Newell, Oelsligle, Perkins, Poessnecker, Schluckebier

Voting Nay: None

Absent: Borden

RESULT: Motion carried eleven (11) ayes, no nays, and one (1) absent.

MOTION BY DAVID NEWELL AND SECOND BY STEVE BROCK to amend the Metropolitan resolution which is currently on the table with a new resolution recently distributed by Metropolitan.

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

Voting Aye: Brock, Feit, Gramberg, Keller, Mehl, Miller, Newell, Oelsligle, Perkins, Poessnecker, Schluckebier

Voting Nay: None

Absent: Borden

RESULT: Motion carried eleven (11) ayes, no nays, and one (1) absent.

Newell reviewed the new resolution with the Board. The resolution is as follows:

RESOLUTION SETTING THE METHOD OF DETERMINING THE NUMBER OF VOTES THAT EACH MEMBER COLLEGE MAY CAST ON MATTERS CONSIDERED BY THE NCCA BOARD OF DIRECTORS AND THE CALCULATION OF ANNUAL NCCA MEMBERSHIP DUES TO BE PAID BY EACH MEMBER COLLEGE

EXECUTIVE SUMMARY

This is a resolution to amend the Nebraska Community College Association (NCCA) Bylaws, and NCCA Policy 5005, to change both the number of votes that each member college may cast on matters before the NCCA Board of Directors and the calculation of

the annual NCCA membership dues assessed against each member college, to be based upon each member college's annual FTE student enrollment relative to the annual FTE student enrollment of the other member colleges.

RESOLUTION

WHEREAS, the By-Laws of the NCCA currently provide that each member college shall be represented by two directors on the NCCA Board of Directors, chosen by and from among each college's board of governors, and that each director may cast one vote on matters considered by the board at its regular meetings, regardless of the size/enrollment of the college represented or the NCCA dues paid by said member college; and,

WHEREAS, NCCA Policy 5005 sets forth the method of calculation and payment of annual NCCA membership dues assessed against and paid by each member college; and,

WHEREAS, the current weighting of votes on the NCCA Board of Directors does not provide fair and equal representation to the taxpayers or the students of each community college area, and places an inordinate percentage of voting power in the hands of colleges representing a minority of taxpayers and students enrolled in member colleges statewide. Further, the current method of calculation of NCCA annual dues assessed against each member college places an unequal financial burden upon each college based on its enrollment without a corresponding allocation of voting influence on the Association's Board of Directors; and,

WHEREAS, a much more reasonable and fair method of allocating voting influence on the NCCA Board of Directors and assessment of annual membership dues would be to award votes and assess dues upon each college based on its Annual FTE Student enrollment relative to the Annual FTE Student enrollment of the other member colleges. This method would provide more fair and equal representation on the NCCA Board of Directors to the taxpayers and students of each college; and,

WHEREAS, a much more reasonable and fair method of allocation of voting influence among the member colleges and assessing annual NCCA membership dues against member colleges would be to create three classifications of member colleges based upon each member college's Annual FTE Student enrollment relative to the Annual FTE Student enrollment of the other member colleges. This method would provide for more fair and equitable allocation of voting influence among the member colleges and assessment of annual dues against the member colleges, and would cause each college's voting influence and annual dues to bear some reasonable relationship to its representation of students before the Association.

NOW THEREFORE BE IT RESOLVED BY THIS BOARD OF DIRECTORS that the number of votes authorized to be cast by each member college on the NCCA Board of

Directors shall be determined based on the annual FTE student enrollment of each respective college as follows:

Community Colleges with annual FTE student enrollment more than 9,001 shall each have three votes on the NCCA Board of Directors.

Community Colleges with annual FTE student enrollment between 3,001 and 9,000 shall each have two votes on the NCCA Board of Directors.

Community Colleges with annual FTE student enrollment less than 3,000 shall each have one vote on the NCCA Board of Directors.

BE IT FURTHER RESOLVED that each colleges' annual NCCA membership dues assessed by the Association shall be determined based upon its Annual FTE Student enrollment relative to the Annual FTE Student enrollment of the other member colleges as follows:

Metropolitan and Southeast Community Colleges shall each receive three votes and pay three twelfths ($3/12$) of the total assessment of annual dues.

Central and Northeast Community Colleges shall each receive two votes and pay two twelfths ($2/12$) of the total assessment of annual dues.

Mid Plains and Western Community Colleges shall each receive one vote and pay one twelfth ($1/12$) of the total assessment of annual dues.

Newell stated that the resolution is based on students served rather than population. Brock then stated that they would like the representation to follow the number of students and not number of miles as such.

Schluckebier stated that he does not feel this resolution would allow for representation for the entire state and would therefore like to move to restructure the NCCA effective June 30, 2011, to include dissolving the NCCA Board of Directors as it currently exists and make the CEO Council the over-sight authority for the NCCA. This motion was determined to be out of order.

Miller asked the Metro representatives what their long range plan is as to why this voting structure is necessary. Newell replied that it is about the money and that they intend to recapture it. Two schools in the west get three times more state aid per student than Metro does and is intolerable to them. Part of the distortion comes from property tax but also foundation aid. If foundation aid was done away with, it would free up \$36 million dollars to redistribute on some other criteria. He continued to state that this resolution would make it clear that size is recognized.

Oelsligle stated that this resolution would allow for three colleges to get a majority vote rather than the four it currently takes.

Miller stated that he recalls a statement being made at the previous board meeting that if this change did not occur, they would be leaving the Association. He asked if that was a correct statement. Newell replied that he will be advocating for that but it will be the decision of the board.

Feit stated that if the voting structure were to be changed, he's assuming that the dues structure would also be changed. Would the state aid structure be changed to something similar? Newell replied that only the Legislature will make that decision based on a set of criteria they have in their mind at this time.

Perkins asked if the Metro board would be willing to change their voting structure the same way the Metro board is asking the NCCA Board to do. Newell replied that this would be contrary to state law. Perkins replied that the Metro board is willing to do it to the NCCA Board. Newell stated that the college boards are constitutional and the NCCA Board is representative so the Board should just address the resolution before it at this time.

President Keller asked if this resolution were to pass, would the Metro board be able to support the decisions of the NCCA Board even if Metro were to be in the minority on an issue. Newell replied that the position of the NCCA Board would be clear and the Association staff should take that position. However each individual college will do what is in its own best interest. Perkins stated that when Western did not like a decision made by the Board a number of years ago, they did lobby against it but remained in the NCCA. If Metro did not like a decision made by the NCCA Board, would they remain a member? Newell replied that he could not answer that question because his entire board is not there. He then stated that if this resolution passed, he would recommend to his board that they stay in the Association and work on a more equitable funding formula.

Miller stated that it seems to him nothing would change with the structure and the threat would still be there that Metro would leave the Board if they are not happy. Until he sees something different than that, he feels there is no need to change the structure. Feit agreed with Miller. Brock asked for a chance. Newell stated that this resolution basically states that the NCCA recognizes that there is a difference in size among the colleges. He continued to state that if the resolution passes, he will recommend staying with the NCCA however if the resolution does not pass, he will not want stay in the Association and will try to get his board to agree with him. The NCCA Board has continued to kick the Metro board around and if the Board does not give Metro something, there is no reason for them to continue in the Association.

President Keller asked for a break to be taken so that area representatives could discuss the resolution. A break was taken from 9:47 a.m. to 10:00 a.m.

Oelsligle stated that he feels there may be another resolution not yet thought of or introduced for the Board to consider.

MOTION BY DON OELSLIGLE AND SECOND BY LARRY POESSNECKER that the NCCA Board of Directors table the Metro resolution.

A roll call vote taken.

Voting Aye: Feit, Mehl, Oelsligle, Poessnecker

Voting Nay: Brock, Gramberg, Keller, Miller, Newell, Perkins, Schluckebier

Absent: Borden

RESULT: Motion failed four (4) ayes, seven (7) nays and one (1) absent.

MOTION BY KENT MILLER AND SECOND BY TOM PERKINS to call the question.

A roll call vote was taken.

Voting Aye: Feit, Gramberg, Keller, Mehl, Miller, Perkins, Poessnecker, Schluckebier

Voting Nay: Brock, Newell, Oelsligle

Absent: Borden

RESULT: Motion carried eight (8) ayes, three (3) nays, and one (1) absent.

MOTION BY DAVE NEWELL AND SECOND BY STEVE BROCK that the NCCA Board of Directors approve the resolution introduced by Metro at the first quarter board meeting and amended by Metro at this meeting.

A roll call vote was taken.

Voting Aye: Brock, Newell

Voting Nay: Feit, Gramberg, Keller, Mehl, Miller, Oelsligle, Perkins, Poessnecker, Schluckebier

Absent: None

MOTION BY LYNN SCHLUCKEBIER AND SECOND BY KENT MILLER to amend the Southeast resolution which is on the table with the following: Dissolve the current NCCA Board of Directors and make the CEO Council the oversight authority for the NCCA knowing this cannot be achieved until the by-laws are

changed and approved which cannot occur until the annual meeting of the Association.

President Keller stated that until the annual meeting the Board would function as it currently does and the CEO Council would continue to work on a new funding formula.

A roll call vote was taken.

Voting Aye: Brock, Feit, Keller, Mehl, Miller, Newell, Oelsigle, Poesnecker, Schluckebier

Voting Nay: Gramberg, Perkins

Absent: Borden

RESULT: Motion carried nine (9) ayes, two (2) nays, and one (1) absent.

President Keller asked for discussion. Perkins asked if the CEO Council were to have authority over the NCCA, what difference would it make in their continued work on the funding formula. Feit stated that even if the Board stays as it currently is, it would not have any effect on the work they are doing.

Miller stated that he is philosophically opposed to the resolution but due to the continued disconnect between Metro and the other five areas and the inability to solve it as a Board, he is open to trying something else in the hopes of solving the issue. There is also time between now and the annual meeting to see if this is something the six areas would be willing to work with in order to keep an Association.

President Keller stated that her worry is that the Presidents may be directed by their individual boards to only look out for their area's primary interests and not that of the entire state. Schluckebier agreed with President Keller. Numerous board members then stated that they feel this resolution would hopefully keep all six areas together and working together.

Brock stated that his concern is if this were to take effect and is temporary, how would the Board be able to come back. President Keller stated that when the By-law and Policy Committee is reviewing and changing the by-laws prior to the annual meeting, they would have to include provisions outlining how the Board could resume authority.

Baack stated that he has no opinion as to who should govern the NCCA Board but he did want to make the Board aware that it is difficult for him to manage an Association with the uncertainty as to how many members it may have.

President Keller stated that come July 1 and the Association is not six members, a special board meeting may need to be scheduled to review the remaining 2011 NCCA budget. Miller stated that if one area is no longer a member of the Association July 1, he would ask that this resolution be on the agenda again so that it may be revoked.

Perkins asked who would be responsible for the changing of the by-laws if this resolution were to be approved. President Keller stated that it would be the responsibility of the current NCCA Bylaw and Policy Committee with the assistance of the CEO Council. Perkins then suggested that the committee meet fairly soon to begin the process of changing the bylaws. He then voiced his discomfort with waiting until the eleventh hour to find a solution. Baack stated that he will contact Attorney Neal Stenberg to make sure that we will be in compliance with state law.

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

A roll call vote was taken.

Voting Aye: Feit, Gramberg, Mehl, Miller, Oelsigle, Perkins, Poessnecker, Schluckebier

Voting Nay: Brock, Keller, Newell

Absent: Borden

RESULT: Motion carried eight (8) ayes, three (3) nays, and one (1) absent.

7. COUNCIL OF CHIEF EXECUTIVE OFFICERS

a. Approval of 2010-2011 Enrollment Audit Guidelines

Dr. Smith stated that the primary changes to the audit guidelines were the changing of language to reflect the state aid changes made during this legislative session as well as an update of dates.

MOTION BY DAVID NEWELL AND SECOND BY LYNN SCHLUCKEBIER that the NCCA Board of Directors approve the 2010-2011 Enrollment Audit Guidelines as presented.

President Keller asked for any discussion. There was none.

A roll call vote was taken.

Voting Aye: Feit, Gramberg, Keller, Mehl, Miller, Newell, Oelsigle, Perkins, Poessnecker, Schluckebier

Voting Nay: None

Absent: Borden, Brock

RESULT: Motion carried ten (10) ayes, no nays, and two (2) absent.

Dr. Smith then gave a brief overview of how many times the CEO Council has met in 2011 and the work that has been done in that time.

8. APPOINT ACCT STATE COORDINATOR ALTERNATE

Brock gave a brief statement regarding the qualifications of Steve Grabowski as a candidate for ACCT state coordinator alternate.

Oelsligle asked Grabowski if he is willing to attend all NCCA board meetings. Grabowski replied in the affirmative.

Grabowski asked Perkins about an article he read in the Star-Herald which stated that Perkins he was planning on introducing a resolution making it a requirement that any appointment to a national organization by the NCCA Board must be from a member college. He feels that the appointee should be a member of the NCCA so that they may fully represent the Association as well as the entire state.

Miller stated that this discussion should take place during the resolution and not during the appointment.

MOTION BY KENT MILLER AND SECOND BY LYNN SCHLUCKEBIER that the NCCA Board of Directors appoint Steve Grabowski as the ACCT State Coordinator alternate.

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

A roll call vote was taken.

Voting Aye: Brock, Feit, Gramberg, Keller, Mehl, Miller, Newell, Oelsligle, Perkins, Poessnecker, Schluckebier

Voting Nay: None

Absent: Borden

RESULT: Motion carried eleven (11) ayes, no nays, and one (1) absent.

9. TEAM 1/LEGISLATIVE COMMITTEE

Baack stated that the budget discussion was going to begin in the Legislature which currently has no increase for the community colleges in the first year and a one percent increase for the second year of the biennium. Discussions are also still being had in regards to the CIR and redistricting.

10. PROPOSED BY-LAW CHANGE

Perkins stated that he would like to pass the proposed change on to the By-Law Committee and they make the determination as to whether it may be needed.

11. EXECUTIVE DIRECTOR'S REPORT

Baack stated that he did attend his first meeting of the NET Commission and they will be facing some challenges in the future due to funding.

12. TREASURER'S REPORT

Miller reviewed the financial statements with the Board and asked for any questions. There were none.

13. ACCT STATE COORDINATOR REPORT

Oelsligle thanked board members for attending the work sessions. Feit added that ACCT currently has no vice chair and secretary/treasurer but will be remedied at their July retreat. Brock asked Feit if he is interested in either of those positions and Feit replied in the negative.

14. COMMENTS AND CONCERNS OF GOVERNING BOARD MEMBERS

Miller suggested that a board meeting be scheduled prior to the next meeting on August 8. Baack recommended scheduling a meeting in September so that the By-Law Committee can present what they currently have at the August meeting and a final review by the Board can occur prior to the annual meeting in November. A date of September 19, location of Kearney, and start time of 10:00 a.m. were agreed upon.

Newell stated that he is disappointed that the Board failed to vote for Metro's resolution and are on the same path of isolating Metro. He will be advocating that Metro leave the Association. Brock also stated that he was also disappointed and that it will be a tough road to keep the NCCA an organization.

President Keller stated that she feels the NCCA has worked very hard in keeping Metro a member of the Association. Oelsligle stated that he feels that most members want the Association to continue.

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There being no further business, the meeting adjourned at 11:22 a.m.

Diane Keller, President

Robert Feit, Secretary