

MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES
OF THE COMMUNITY COLLEGE DISTRICT OF THE COUNTY OF MACOMB

A regular meeting of the Board of Trustees of the Community College District of the County of Macomb was held Tuesday, August 18, 2015 at 7:30 p.m., in Lecture Hall B of the Professional Development Center, University Center, Center Campus, 44575 Garfield, Clinton Township, Michigan.

1.0 CALL TO ORDER

The meeting was called to order by Chairperson Kelly at 7:36 p.m.

2.0 ROLL CALL

Present: James F. Kelly, Chairperson
Vincent Viviano, Vice Chairperson
Jennifer Haase, Secretary
Frank Cusumano, Trustee

Absent: Joseph DeSantis, Trustee (excused)
Roseanne DiMaria, Treasurer (excused)
Elizabeth Lucido, Trustee (excused)

Also present: James Jacobs, President
Sharon Kowal, Executive Administrative Assistant
Hunter L. Wendt, General Counsel

3.0 APPROVAL OF AGENDA

MOTION by Haase, supported by Viviano, to approve the agenda as presented.

ALL IN FAVOR:

Ayes: Haase, Viviano, Cusumano, Kelly

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

4.0 APPROVAL OF MINUTES

4.1 Information Session, June 16, 2015

4.2 Regular Meeting, June 16, 2015

MOTION by Haase, supported by Viviano, to approve the minutes of the June 16, 2015 Information Session and Regular Meeting, as read.

DISCUSSION: Trustee Kelly stated that during the Information Session there was discussion about the Regular Meeting minutes from June. The discussion was about the statement by Trustee Cusumano that the prior year's increase in premiums for the Risk Management Authority was 5 percent, when in fact, it was 1.05 percent. Trustee Cusumano clarified that there was issue over year-to-year and which years were being discussed. The year-to-year prior to that was the 5 percent, 1 percent then a .67 percent increase. Trustee Kelly stated that there was an increase the year prior to that, due to an increase in coverage, not just that it was an overall year-to-year increase in premium. There was a significant change to the coverage that accounts for the majority of the increase.

Trustee Haase moved that the minutes from the Information Session of June 16, 2015 and the Regular Meeting Minutes of June 16, 2015 be adopted with the addition of the information provided by Trustee Kelly.

Trustee Cusumano moved to strike the final paragraph of the first paragraph located on page nine where Dr. Jacobs responded, if Trustee Cusumano or anyone else has a question about a board policy, it should be addressed directly to him. Trustee Kelly asked if there was support for Trustee Cusumano's amendment. There was no support.

Trustee Cusumano asked if the motion passed or failed. Mr. Wendt responded that there were three "yes" and one "no" vote and that four "yes" votes are required to pass. Trustee Kelly stated that the minutes will stand as unapproved. Mr. Wendt stated that there should only be a receive and file. The board has the opportunity to move to correct them, but asking for approval is really what happens when they are presented and reviewed. If a board member thinks that the minutes are in error, there is discussion on a correction. The minutes are technically, simply received by the board.

Trustee Cusumano stated that since the only objection he has to the minutes is the one sentence at the end of the first paragraph of page nine, he requested to renew his motion to amend the minutes: to strike that one sentence. If there is support, Trustee Cusumano stated his vote would be affirmative. Trustee Kelly responded to Trustee Cusumano that his request had already been considered.

4.0 APPROVAL OF MINUTES (Continued)

4.1 Information Session, June 16, 2015

4.2 Regular Meeting, June 16, 2015

ROLL CALL VOTE:

Ayes: Haase, Viviano, Kelly

Nays: Cusumano

Absent: DeSantis, DiMaria, Lucido

Motion failed.

5.0 BOARD OF TRUSTEES REPORTS/PROPOSALS

5.1 Board of Trustee Reports

Trustee Haase thanked Dr. Sawyer and his team for handling an issue, conveyed to her by a friend, in a very professional, kind and empathetic matter.

5.2 Appointments – 2015/2016 MCCA Board of Directors

MOTION by Kelly supported by Haase, to designate a representative and an alternate for the Michigan Community College Association Board of Directors, effective July 1, 2015 through June 30, 2016.

DISCUSSION: Trustee Kelly stated that at the June Board Meeting, he was appointed as the representative. But the alternate was not designated at that time. Trustee Kelly moved to recommend Trustee Viviano for the alternate position for the Michigan Community College Association Board of Directors, effective July 1, 2015 through June 30, 2016.

ROLL CALL VOTE:

Ayes: Kelly, Haase, Cusumano, Viviano

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

6.0 PRESIDENT'S REPORTS

President Jacobs stated that if any board member has a question about a board policy, they should address questions to him.

7.0 FINANCIAL REPORTS

7.1 Financial Statements – July 31, 2015

MOTION by Haase, supported by Cusumano, to receive and file the financial statements for the one month ended July 31, 2015.

ALL IN FAVOR:

Ayes: Haase, Cusumano, Viviano, Kelly

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

7.2 Investment Report – August 2, 2015

MOTION by Haase, supported by Viviano, to receive and file the investment report of securities held as of August 2, 2015.

DISCUSSION: Trustee Cusumano noted that in April, the College purchased a Macomb County bond. He inquired as to whether there was any statutory authority for the College to be able to purchase a bond from a county. The bond was for 1.5 million dollars purchased on April 23, 2015 with a maturity date of November 1, 2029, at an interest rate of 3.723 percent. Ms. Argiri responded that the Community College Investment Act allows the College to invest in bonds of municipalities.

Trustee Cusumano asked General Council's opinion if the investment in municipal bonds that include the East Detroit Public Schools are compliant with 389.142 of the Community College Act?

Mr. Wendt stated that he does not have the statute on hand but believes municipal bonds are included in the permitted investments. Counsel will confirm and send an email to the board to that effect.

7.0 FINANCIAL REPORTS (Continued)

7.2 Investment Report – August 2, 2015 (Continued)

Trustee Cusumano inquired as to why First State Bank had bonds in the amount of 4.5 million dollars at an interest rate of 8.50 percent while there are other First State Bank investments with a rate of 1.20 percent and if these investments are CD's. He also asked if there was a reason as to why the College is purchasing CD's when the rate of return is so low by comparison to the average of 2.7 percent. Ms. Argiri confirmed that the investments are CD's and that they are part of the diversification strategy.

ALL IN FAVOR:

Ayes: Haase, Viviano, Kelly

Nays: Cusumano

Absent: DeSantis, DiMaria, Lucido

8.0 PERSONNEL REPORTS

8.1 Personnel Action

MOTION by Haase, supported by Viviano, to approve the appointments of Mary Evelyn Kelley, Instructor of Biology; Douglas Marlow, Instructor of Climate Control Technology; Rebecca West, Instructor of Geography; and Stephen Yuenger, Executive Director of Computing Infrastructure and Information Security, effective August 19, 2015.

ROLL CALL VOTE:

Ayes: Haase, Viviano, Cusumano, Kelly

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

9.0 AUDIENCE PARTICIPATION

None

10.0 REPORTS OF ADMINISTRATION – INFORMATION ITEMS

10.1 Update on Microsoft Enrollment for Education Solutions Software License
Subscription Renewal

MOTION by Haase, supported by Viviano to receive and file the update on Microsoft Enrollment for Education Solution software license subscription renewal.

ALL IN FAVOR:

Ayes: Haase, Viviano, Cusumano, Kelly

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

11.0 REPORTS OF ADMINISTRATION – ACTION ITEMS

11.1 Donations

11.1A Donations – June 30, 2015

11.1B Donations – July 31, 2015

DISCUSSION: Trustee Cusumano mentioned his concerns made in the Information Session regarding the combination of the Innovation Fund and donations to the Foundation. He stated that he has been assured that there is a firewall between someone who makes a donation to the College for educational purposes, that the monies will not be transferred into the Innovation Fund, which is a different area.

Trustee Kelly requested clarification from Trustee Cusumano. Trustee Kelly asked Trustee Cusumano if this statement is correct: you have been assured that people who give restricted gifts, that those gifts will only be used for the purpose for which they have been given. Trustee Cusumano stated that this is more specific. Trustee Cusumano stated that he assumes that restricted gifts will only be used for restricted purposes. But if someone is giving a general gift to the College, consistent with the articles of incorporation of the Foundation, then it is for educational purposes and the mission of the College, the monies should not be available to the Innovation Fund. If someone is making a donation to the Innovation Fund, those monies will be available for the Innovation Fund. Trustee Kelly raised the question to Trustee Cusumano: if someone makes a general donation to the Foundation to support the mission and purpose of the College, why would that exclude the Innovation Fund, since it supports the mission of the College? Trustee Kelly does not feel confident that Trustee Cusumano has been given the assurance.

11.0 REPORTS OF ADMINISTRATION – ACTION ITEMS (Continued)

11.1 Donations (Continued)

11.1A Donations – June 30, 2015

11.1B Donations – July 31, 2015

MOTION by Haase, supported by Viviano, to accept the donations as presented and acknowledged by the Administration.

ROLL CALL VOTE:

Ayes: Haase, Viviano, Cusumano, Kelly

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

11.2 Change Orders

None

11.3 Authorization for Purchases

11.3A COMPASS/ESL College Placement Tests

MOTION by Haase, supported by Cusumano, to authorize the annual purchase of ACT COMPASS/ESL college placement tests in an amount not to exceed \$45,000 from ACT, Inc. of Iowa City, Iowa.

ROLL CALL VOTE:

Ayes: Haase, Cusumano, Viviano, Kelly

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

11.0 REPORTS OF ADMINISTRATION – ACTION ITEMS (Continued)

11.3 Authorization for Purchases (Continued)

11.3B Seaberry Soldamatic Augmented Welding Simulators

MOTION by Haase, supported by Cusumano, to authorize the purchase of Two (2) Seaberry Soldamatic Augmented Welding Simulators and Accessories in the amount of \$41,415 from Applied Technology Systems of Franklin, Michigan.

ROLL CALL VOTE:

Ayes: Haase, Cusumano, Viviano, Kelly

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

11.3C Amatrol Mechanical and Electrical Learning Systems

MOTION by Cusumano, supported by Viviano, to authorize the purchase of Amatrol Mechanical and Electrical Learning System equipment in the amount of \$78,580 from Applied Technology Systems of Franklin, Michigan.

ROLL CALL VOTE:

Ayes: Cusumano, Viviano, Haase, Kelly

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

11.0 REPORTS OF ADMINISTRATION – ACTION ITEMS (Continued)

11.4 Approval of Grant Submission to Michigan Council for Arts and Cultural Affairs

MOTION by Haase, supported by Viviano, to approve the submission of a grant proposal to the Michigan Council for Arts and Cultural Affairs for up to \$1,500 to support programs.

ROLL CALL VOTE:

Ayes: Haase, Viviano, Cusumano, Kelly

Nays: None

Absent: DeSantis, DiMaria, Lucido

Motion carried.

12.0 POLICY ACTIONS

None

13.0 ADJOURNMENT

MOTION by Haase, supported by Viviano, to adjourn the meeting.

Motion carried.

The meeting adjourned at 7:58 p.m.

COMMUNITY COLLEGE DISTRICT OF THE COUNTY OF MACOMB
BOARD OF TRUSTEES

Secretary