

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, October 20, 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 8:06 p.m.

2.0 ROLL CALL

Present: James F. Kelly, Chairperson
Vincent Viviano, Vice Chairperson
Jennifer Haase, Secretary
Roseanne DiMaria, Treasurer
Frank Cusumano, Trustee
Elizabeth Lucido, Trustee

Absent: Joseph DeSantis, Trustee (absent)

Also present: James Jacobs, President
Sharon Kowal, Exec. Admin. Assistant to the President
Hunter L. Wendt, General Counsel

3.0 APPROVAL OF AGENDA

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

ALL IN FAVOR:

Ayes: Haase, Viviano, Cusumano, Lucido, Kelly

Nays: None

Absent: DeSantis

Motion carried.

4.0 APPROVAL OF MINUTES

4.1 Information Session, September 15, 2015

4.2 Regular Meeting, September 15, 2015

4.3 Special Planning Session, September 15, 2015

MOTION by Haase, supported by DiMaria, to approve the minutes of the September 15, 2015 Information Session, Regular Meeting, and Special Planning Session, as read.

ALL IN FAVOR:

Ayes: Haase, DiMaria, Lucido, Viviano, Kelly

Nays: Cusumano

Absent: DeSantis

Motion carried.

5.0 BOARD OF TRUSTEES REPORTS/PROPOSALS

5.1 Board of Trustees Reports

Trustee Cusumano stated he attended the ACCT Annual Leadership Congress in San Diego, along with, Jim Jacobs. At the conference, he was able to learn about cognitive and non-cognitive skill sets and had some discussion about it in the information session with Provost Jim Sawyer. Trustee Cusumano is very interested in pursuing that alternative framework rather than putting people directly into remedial education after they do not perform well on standardized tests.

5.2 Consideration of a Motion regarding current Administrative Policy; "Title IX: Policies and Procedures for Responding to Reports of Sexual Harassment and Sexual Misconduct"

Trustee Kelly stated a motion to affirm the current Administrative Policy would be in order.

MOTION by Haase, supported by DiMaria.

DISCUSSION:

Trustee Cusumano stated the original Title IX policy was adopted by the Administrative Procedure by the President's Council on 8/20 after it failed to garner the necessary votes at the meeting of August 19, 2014. In the interim that policy was then revised on October 14, 2015.

He believes that the board has carved out a Title IX Policy which doesn't provide due process under the Student Disciplinary code. Trustee Cusumano stated a comprehensive policy should be done incorporating all of the other disciplinary codes and other policies that this board has passed, not by administrative procedure, but by board vote.

He would ask that his fellow trustees vote no, that this policy be reworked, and that an acceptable policy which incorporates all the different disciplinary codes be adopted.

Trustee Cusumano stated he has another criticism and would like General Counsel to respond; what is the authority by which the College's Title IX Policy can exclude members of the Collective Bargaining Units. He has found no such authority in his research. He stated the Title IX Policy has to apply to all members of the community college community and not exclude anyone.

Trustee Kelly stated that the Policy which has been adopted by Administration covers all the requirements as required by law. It doesn't cover every disciplinary policy at the College because it is not meant to. This is a very specific proposal required by legislation that the College is happy to adopt. It is modeled after suggestions by the government on how best to meet those needs. This Policy is very specific to the content that it is aimed at and doesn't try to incorporate every potential situation that the student discipline code does.

ROLL CALL VOTE:

Ayes: Haase, DiMaria, Lucido, Viviano, Kelly

Nays: Cusumano

Absent: DeSantis

Motion carried.

6.0 PRESIDENT'S REPORTS

None.

7.0 FINANCIAL REPORTS

7.1A Financial Statements – September 30, 2015

MOTION by DiMaria, supported by Viviano, to receive and file the financial statements for the three months ended September 30, 2015.

ALL IN FAVOR:

Ayes: DiMaria, Viviano, Cusumano, Haase, Lucido, Kelly

Nays: None

Absent: DeSantis

Motion carried.

7.1B Financial Statements – August 31, 2015 - Revised

MOTION by DiMaria, supported by Haase, to receive and file the revised financial statements for the two months ended August 31, 2015.

ALL IN FAVOR:

Ayes: DiMaria, Haase, Cusumano, Lucido, Viviano, Kelly

Nays: None

Absent: DeSantis

Motion carried.

7.2 Investment Report – October 4, 2015

MOTION by DiMaria, supported by Haase, to receive and file the investment report of securities held as of October 4, 2015.

ALL IN FAVOR:

Ayes: DiMaria, Haase, Lucido, Viviano, Kelly

Nays: Cusumano

Absent: DeSantis

Motion carried.

8.0 PERSONNEL REPORTS

8.1 Personnel Actions - Appointments

MOTION by DiMaria, supported by Haase, to approve the appointment of Patrick Evans-Mach to Associate Dean of Business Administration, effective November 2, 2015.

DISCUSSION:

Trustee Cusumano stated that at the information session he asked Denise Williams how many applications were received for this position and she said there were 60. Trustee Cusumano also asked if this was a new position, when was it vacated and are the salary levels the same, higher or lower. Ms. Williams responded that it was not a new position, the position was vacated approximately 2 to 2 ½ months ago and the salary level was the same.

ROLL CALL VOTE:

Ayes: DiMaria, Haase, Cusumano, Lucido, Viviano, Kelly

Nays: None

Absent: DeSantis

Motion carried.

9.0 AUDIENCE PARTICIPATION

None

10.0 REPORTS OF ADMINISTRATION – INFORMATION ITEMS

10.1 Annual Grant Closeout Report to the Board of Trustees Fiscal Year 2014/2015

Motion by Haase, supported by Viviano to receive and file.

ALL IN FAVOR:

Ayes: Viviano, Haase, Cusumano, DiMaria, Lucido, Kelly

Nays: None

Absent: DeSantis

Motion carried.

11.0 REPORTS OF ADMINISTRATION – ACTION ITEMS

11.1 Donations

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

ALL IN FAVOR:

Ayes: Viviano, Haase, DiMaria, Lucido, Kelly

Nays: None

Abstain: Cusumano

Absent: DeSantis

Motion carried.

11.2 Change Orders

None

11.3 Authorization for Purchases

11.3A Axiline 40 HP Automatic Transmission Dynamometer

MOTION by Haase, supported by DiMaria, to authorize the Administration to purchase one (1) Axiline 40 HP Automatic Transmission Dynamometer and accessories in the amount of \$174,341 from SuperFlow Technologies of Des Moines, Iowa.

ROLL CALL VOTE:

Ayes: Haase, DiMaria, Cusumano, Lucido, Viviano, Kelly

Nays: None

Absent: DeSantis

Motion carried.

11.0 REPORTS OF ADMINISTRATION – ACTION ITEMS (Continued)

11.3B Three (3) Fanuc LR Mate Robots

MOTION by DiMaria, supported by Viviano, to approve the purchase of three (3) Fanuc LR Mate 200iD/4S R 30i Cert Cart Robots in the amount of \$105,162 from Integrated Systems Technologies of Lexington, Ohio.

ROLL CALL VOTE:

Ayes: DiMaria, Viviano, Cusumano, Haase, Lucido, Kelly

Nays: None

Absent: DeSantis

Motion carried.

11.3C Portable Robot Cells with PLC Controllers

MOTION by Haase, supported by Viviano, to purchase 1) ABB robotic simulation cells and PLC controllers in the amount of \$233,131 from ABB Inc. of Auburn Hills, Michigan and 2) Fanuc simulation cells and PLC controllers in the amount of \$467,902 from Integrated Systems Technologies (IST) of Lexington, Ohio.

ROLL CALL VOTE:

Ayes: Haase, Viviano, Cusumano, DiMaria, Lucido, Kelly

Nays: None

Absent: DeSantis

Motion carried.

11.3D Contract for Health Maintenance (HMO)

MOTION by DiMaria, supported by Lucido, to authorize the Administration to enter into a one year contract with Blue Care Network subject to the approval of General Counsel. Costs to the College will be limited to that amount authorized under PA 152. In addition the Administration is requesting approval to extend the contract for up to an additional two (2) years.

DISCUSSION:

Trustee Cusumano has a question regarding Blue Cross Blue Shield as the third party administrator; are there any other administrators that do that type of work? And was it subject to request for proposal? Ms. Williams clarified the approval she is looking for is the change to Blue Care Network. Blue Cross Blue Shield as the College's third party administrator for the self-funded, PPO, and high deductible health plan was approved by the board last year with the ability to extend the contract for two additional years. So she was updating the board as to BCBS this year.

ROLL CALL VOTE:

Ayes: DiMaria, Lucido, Cusumano, Haase, Viviano, Kelly

Nays: None

Absent: DeSantis

Motion carried.

11.0 REPORTS OF ADMINISTRATION – ACTION ITEMS (Continued)

11.4 Publicly Funded Health Insurance Contribution Act

MOTION by Haase, supported by DiMaria, to elect to comply with Section 3 of Act No. 152 of the Public Acts of 2011.

ROLL CALL VOTE:

Ayes: Haase, DiMaria, Cusumano, Lucido, Viviano, Kelly

Nays: None

Absent: DeSantis

Motion carried.

12.0 POLICY ACTIONS

None.

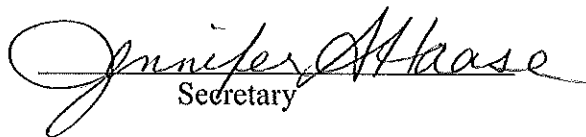
13.0 ADJOURNMENT

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

Motion carried.

The meeting adjourned at 8:27 p.m.

COMMUNITY COLLEGE DISTRICT OF THE COUNTY OF MACOMB
BOARD OF TRUSTEES


Secretary