

Colorado Mountain College
BOARD OF TRUSTEES
BOARD MEETING
October 9, 2013
8:15 a.m. – 3:05 pm

Location: Room 302, Central Services Glenwood Springs, CO

Introductory Items

1. Call to Order

Board President Davis called the meeting to order at 8:18 am.

2. Roll Call

Roll was called:

Pat Chlouber
Glenn Davis
Mary Ellen Denomy
Bob Taylor
Ken Brenner
Kathy Goudy
Charles Cunniffe

All Trustees were present.

3. Pledge of Allegiance

The Pledge of Allegiance was recited.

4. Approve Agenda

ACTION: Trustee Chlouber Moved to Approve the Agenda; Trustee Goudy Seconded the Motion. Trustee Taylor Amended the Motion to add an executive session before item number 7 to get advice from legal counsel on our confidentiality agreement with Dr. Jensen; Trustee Chlouber Seconded the Amendment and it carried unanimously. The original Motion carried unanimously.

5. Public Comment

There was no public comment.

Presidential Interviews

Drs. Walker and Hauser gave their presentations to the Board after which each candidate asked and answered questions.

Executive Session

ACTION: Trustee Denomy Moved to enter executive session:

To discuss the purchase, acquisition, lease, transfer, or sale of any real, personal or other property interest, under C.R.S. Section 24-6-402(4)(a) (except that no executive session shall be held for the purpose of concealing the fact that a member of the local public body has a personal interest in such purchase, acquisition, lease, transfer, or sale)

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For the purpose of determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators, under C.R.S. Section 24-6-402(4)(e).

For discussion of a personnel matter, under C.R.S. Section 24-6-402(4)(f), except that executive session cannot be held for discussion:

- of an employee, where the employee has requested discussion of the matter in open session;
- concerning any member of the Board or the appointment of any person to fill a Board position;
- of personnel policies that do not require the discussion of matters personal to particular employees.

To discuss 831 Grand Ave. and the presidential search

Trustee Goudy Seconded the Motion and it carried unanimously.

Once the Board exited executive session, Board Chair Glenn Davis stated: The time is now 11:54 am, and the executive session has been concluded. No formal action was taken in executive session. The participants in executive session were: myself, Glenn Davis as the presiding officer, Pat Chlouber, Kathy Goudy, Ken Brenner, Bob Taylor, Mary Ellen Denomy, Charles Cunniffe, Glenn Chadwick, Steve Boyd and Debbie Novak.

For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record.

Action Items

6. Presidential Search/Selection

Trustees commented on the fact we have two highly competent candidates. Discussion ensued about the fit of each of the candidates.

ACTION: Trustee Cunniffe Moved to approve entering into negotiations with Dr. Carrie Hauser as the next President of Colorado Mountain College; Trustee Taylor Seconded the Motion.

Roll Call Vote:

Trustee Chlouber: aye
Trustee Taylor: aye
Trustee Denomy: nay
Trustee Brenner: nay
Trustee Goudy: nay
Trustee Cunniffe: aye
Trustee Davis: aye

The Motion carried 4-3.

Executive Session

ACTION: Trustee Taylor Moved to enter executive session:

- A. For the purpose of seeking legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b)**

For legal advice about the confidentiality agreement with Dr. Jensen as it relates to Item #7.

Trustee Cunniffe Seconded the Motion.

Reporter John Colson asked to address the Board and stated he felt this is not a proper discussion for executive session as it could be about minutes and policy. Board President Davis stated that Colson's objection is noted and that the Board would not be working on policy, but getting legal advice about constraints we have when it comes to the confidentiality agreement. Trustee Taylor stated that this is preparatory to item number 7. Trustee Goudy felt we needed to have Tim Whitsitt's advice since he wrote the document.

ACTION: Trustee Taylor withdrew his Motion and Moved to table item number 7 until the next month: Trustee Goudy seconded the motion.

Trustee Brenner asked for a confidential memo on the concerns. Trustee Taylor stated he was concerned about having a discussion and inadvertently speaking in public about items that should not be made public relative to the confidentiality agreement with Dr. Jensen. Attorney Glenn Chadwick was asked to engage Tim Whitsitt about a memo. Glenn Chadwick will be part of the discussion.

The Motion carried 5-1

7. Approve Minutes – Tabled – see above

From this point forward, the open portion of the meetings will be recorded. (Audio, possibly video.)

Information/Discussion Items

8. Energy Management Report

Director of Facilities Pete Waller and Phil Meadowcroft presented the Energy Management Report to the Board.

9. Report on Academic Program Review Process

Sr. VP of Academic Affairs, Dr. Brad Tyndall reported on the Academic Program Review Process. The Board requested an annual list of classes/programs and their status.

Discussion ensued about more robust online system where Trustees could have access to college information.

10. Discussion of Legislative Agenda for 2014 Colorado Legislative Session

There was some general discussion about the 2014 legislative agenda; a more in-depth discussion will take place in November.

11. Update on Board Policy Project

Dr. Dassance distributed a draft copy of chapters 1 and 2 which are mostly about Board operations, responsibilities, etc. He is hoping to have the full (draft) manual to the Board for their review in November. Dr. Dassance asked board members to send feedback in the next couple of weeks. Discussion ensued about a regular review schedule which Dr. Dassance has put on the Management Calendar. Dr. Dassance has spoken to a firm about personnel policy. Trustee Cunniffe highlighted a Board Policy that states all Trustees need to support the position of the board after a vote.

12. Voluntary Early Retirement Program

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CFO Linda English presented the Board with a draft Voluntary Early Retirement Program recommendation that includes a phase out over 5 years. Currently, there are 49 people eligible and a total of 92 people over the next 5 years. In the proposal, by June 30 2014, all 92 people would need to state when they want to take VERP so the College can plan to manage funding and replacement of positions.

Board President Davis would like a detailed cost analysis as soon as possible. This will come back to the Board in November for action.

13. Budget Sustainability Report

CFO Linda English presented a Budget Sustainability Report to the Board at the Board's request after the College requested the use of reserves. Fiscal year 13-14 looks like we will have \$1.4 million more than budgeted revenues. Enrollment is up from last year, but slightly down from budget projections. The College underspent in fiscal year 2012-13; \$1.8 million was in salary savings as we had some high paying positions that have not been filled. We have \$700 thousand from the strategic planning budget that has not yet been used. We normally spend a smaller percentage of our revenues than projected. By 2016-17 we should still have 24% revenue reserves with assumptions used for this report.

The Board will discuss this more with the Over/Under money in November.

President's Report

Dr. Dassance presented his report to the Board. He covered the following subjects:

- Fall Credit enrollment:
 - 172 people enrolled under ASSET
- Trustee Manual
- Oct. 14 Workshop
- Chaffee County
 - How do we sustain resources to fulfill our part of a partnership
- Systems Appraisal Feedback Report
- ACCT Conference
- Edwards Partnership
- Government Shutdown
- Affordable Care Act Implementation
- Aspen Institute/Isaacson School
- Strategic Planning next steps

Trustee Comments

Trustee Brenner asked about the Gap Analysis. Dr. Dassance stated that he has assigned each section to an administrator and they are working on Response Reports; once they are finished, they will be provided to the Board. Trustee Chlouber said thanks to all for the work and effort expended to select the next president and asked that everybody be very supportive of new president as CMC has a great opportunity. Trustee Davis stated that CMC's profile flushed out the 2 great candidates which is a testament to the good things CMC is doing. Trustee Denomy stated that we need a succession plan (what worked and what didn't) for the future. Trustee Brenner thanked the Board for sending a group to the ACCT conference. Trustee Cunniffe attended an event for the Isaacson School of New Media where two students told their compelling stories. Mr. Isaacson committed to donate funds for scholarships.

New Business

14. Items for November Board Meeting

- Receive spring sabbatical reports
- Accept financial audit from external auditors (if ready)
- Accept year end financials
- Preliminary reserve accounts
- Preliminary data on future year's revenue
- Report on CMC Foundation Audit

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Certify Election results
Administer Oath of Office
Elect Board of Trustee Officers
Committee Assignments (Audit Committee, Legislative Committee, Representative to CMC Foundation Board, and BOCES)
Legislative agenda
Board Policy Manual
Over/Under money
Voluntary Early Retirement Program

The meeting was adjourned at 3:05 pm.

Pat Chlouber



Board of Trustees Secretary

Respectfully Submitted,



**Debbie Novak
Recording Secretary**