

BOARD OF TRUSTEES OF COMMUNITY COLLEGE DISTRICT NO. 502  
COUNTIES OF DuPAGE, COOK AND WILL,  
STATE OF ILLINOIS

MINUTES OF THE REGULAR MEETING

THURSDAY, AUGUST 20, 2009  
HELD ON CAMPUS IN SRC-2052, GLEN ELLYN, IL

6:00 p.m. – CLOSED SESSION – SRC-1450 A&B – The Regular Board Meeting was called to order by Chairman Wessel at 6:11 p.m. in SRC-1450 A&B.

*Present:* Trustees Allison O'Donnell, Sandy Kim, Kim Savage, Nancy Svoboda, Kathy A. Wessel, and Joseph Wozniak; Trustee David Carlin and Student Trustee Ashley Wilson were present by conference call.

*Absent:* None.

*Also present:* President Dr. Robert L. Breuder, Legal Counsel Frank Garrett and members of the President's Cabinet.

BEGIN CLOSED SESSION – At 6:12 p.m., Kim moved, Savage seconded, THAT THE BOARD OF TRUSTEES HOLD A CLOSED SESSION IN SRC-1450 A&B FOR THE PURPOSES OF DISCUSSING: (1) THE APPOINTMENT, EMPLOYMENT, COMPENSATION, DISCIPLINE, PERFORMANCE, OR DISMISSAL OF SPECIFIC EMPLOYEES OF THE PUBLIC BODY OR LEGAL COUNSEL FOR THE PUBLIC BODY, INCLUDING HEARING TESTIMONY ON A COMPLAINT LODGED AGAINST AN EMPLOYEE OF THE PUBLIC BODY OR AGAINST LEGAL COUNSEL FOR THE PUBLIC BODY, TO DETERMINE ITS VALIDITY; (2) LITIGATION, WHEN AN ACTION AGAINST, AFFECTING, OR ON BEHALF OF THE PARTICULAR PUBLIC BODY HAS BEEN FILED AND IS PENDING BEFORE A COURT OR ADMINISTRATIVE TRIBUNAL, OR WHEN THE PUBLIC BODY FINDS THAT AN ACTION IS PROBABLE OR IMMINENT, IN WHICH CASE THE BASIS FOR THE FINDING SHALL BE RECORDED AND ENTERED INTO THE MINUTES OF THE CLOSED MEETING; AND (3) DISCUSSION OF MINUTES OF MEETINGS LAWFULLY CLOSED UNDER THIS ACT, WHETHER FOR PURPOSES OF APPROVAL BY THE BODY OF THE MINUTES OR SEMI-ANNUAL REVIEW OF THE MINUTES AS MANDATED BY SECTION 2.06. In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Carlin, Kim, O'Donnell, Savage, Svoboda, Wozniak, and Wessel. Motion carried unanimously.

CONCLUDE CLOSED SESSION – At 6:55 p.m., Kim moved, Savage seconded, THAT THE CLOSED SESSION CONCLUDE AND THE BOARD MOVE TO SRC-2052 TO RESUME THE REGULAR BOARD MEETING IN OPEN SESSION. On voice vote, motion carried unanimously.

7:00 p.m. – REGULAR BOARD MEETING – SRC-2052

1. CALL TO ORDER – The Regular Meeting of the Board of Trustees was called back to order by Chairman Wessel at 7:05 p.m. in SRC-2052.

## 2. ROLL CALL

*Present:* Trustees Allison O'Donnell, Sandy Kim, Kim Savage, Nancy Svoboda, Kathy A. Wessel, and Joseph Wozniak; Trustee David Carlin and Student Trustee Ashley Wilson were present by conference call.

*Absent:* None.

*Also present:* President Dr. Robert L. Breuder, Legal Counsel Frank Garrett, staff members, representatives of the press, and visitors. (Minutes prepared by Karen V. Neely, Administrative Assistant in the Office of the President.)

PUBLIC HEARING ON THE BUDGET – The Public Hearing for the proposed FY2010 Budget was held in SRC-2052 beginning at 7:05 p.m. prior to the start of the Regular Board Meeting. Christopher Wodka, Director of Financial Affairs and Controller, presented the College of DuPage proposed budget for FY2010. Total revenues for the Operating Funds are \$155,546,149; and total expenditures for the Operating Funds are \$154,268,340. Total revenues for all funds are budgeted at \$286,225,729. Total expenditures are budgeted at \$325,477,579. Total revenues are \$251,064,412, and total expenditures are \$243,503,267 when contingencies and the Operations and Maintenance (Restricted) Fund are excluded. The Operations and Maintenance (Restricted) Fund accounts for capital projects are often funded and completed on a multi-year basis, and the timing is such that their revenues and expenditures may not necessarily match in a particular fiscal year. The College received \$183,000,000 in prior years as proceeds from a tax referendum which is being partially expended in the current fiscal year.

## COMMENTS ON THE BUDGET

- *Dr. Breuder* reported that 8.5 % of the total FY2010 College of DuPage Budget is anticipated to be provided by the State of Illinois; however, by law, the state is supposed to provide one-third of the per capita cost to educate a student. When he left Harper College, their portion was under 6%. All Illinois community colleges are feeling this pressure. Many local tax caps are in place throughout the state, and even though the local tax-payers are very generous, legitimate budgeted expenses must be covered by some revenue stream which leaves the students to bear this cost.
  - *Chairman Wessel* stated that when she became a Trustee in 1999, the College of DuPage portion was 18%.
  - *Mr. Wodka* noted that three years ago the state dollars were 13%, and in the 1980's they were over 20%.
  - *Dr. Breuder* pointed out that with 75 cents of every dollar going to salary and benefits, if adjustments need to be made and if reductions have taken place throughout the remainder of the budget, there are very few other options left to reduce expenditures. College of DuPage is managing this very well because, in most institutions of higher education, salary and benefits average 80% to 81%.
  - *Trustee Savage* questioned why the tax levy is estimated at 5% of the assessed valuation which Associate Vice President of Financial Affairs Dr. Thomas Ryan answered.
  - *Dr. Breuder* noted the Budget had been available in the Office of the President for the past 30 days for public inspection; however, no requests were made to view it. Dr. Ryan reported this is typical of previous years when very few, if any, requests were made by the public.
  - *Debra Fulks*, DuPage United Co-Chair
  - *Lisa Higgins*, Faculty Senate Vice President
3. APPROVAL OF AGENDA – O'Donnell moved, Wozniak seconded, THAT THE BOARD OF TRUSTEES APPROVE THE AGENDA FOR THE REGULAR BOARD MEETING OF AUGUST 20, 2009. In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Kim, O'Donnell, Savage, Svoboda, Wozniak, Carlin and Wessel. Motion carried unanimously.

4. PRESENTATIONS – *None this month.*
5. STUDENT TRUSTEE REPORT – Student Trustee Wilson reported on the Leadership Retreat she attended earlier in the month.
6. PRESIDENT'S REPORT
  - The Credit Full-Time Equivalent Student (FTES) Fall enrollment has increased by 7.7% from last year at this time. In the Spring the increase was 5.4%, and the Summer term showed an increase of 5.5%.
  - Staff who will work in the new Culinary Arts Center and Work Force Development Center have been asked to develop detailed specifications for the square footage in the areas assigned to them including their needs for heating, ventilation, electrical, floors, doors, ceilings, furniture (fixed and moveable), etc. Hopefully, this process will reduce the amount of change orders.
- 7 & 8. COMMENTS FROM COLLEGE OF DUPAGE EMPLOYEES AND CITIZENS – The following individuals presented their comments to the Board:
  - *Nancy Stanko*, Faculty Senate President
  - *Lisa Higgins*, Faculty Senate Vice President
  - *Zach Porlier*, Honors Student
  - *Tom Serber*, Illinois Education Association (IEA) Organizer

(If provided, complete written comments attached to permanent 08/20/09 Board packet materials.)

*Item 9. D. 1), Ratification of Construction Change Orders, was removed from the Consent Agenda for separate discussion and vote.*

9. CONSENT AGENDA – Savage moved, O'Donnell seconded, THAT THE BOARD OF TRUSTEES APPROVE THE CONSENT AGENDA CONSISTING OF THE FOLLOWING ITEMS:
  - A. FOR INFORMATION: STANDARD ITEMS (The Board reviewed the following items of information.)
    - 1) Gifts and Grants Report
    - 2) Governmental Consortium/Cooperative Purchases Report
    - 3) Financial Statements:
      - a) FY2010 Operating Funds – Budget and Expenditures
      - b) Schedule of Investments
      - c) Disposal of Capital Assets
  - B. FOR APPROVAL: STANDARD ITEMS
    - 1) MINUTES – THAT THE BOARD OF TRUSTEES APPROVE THE MINUTES OF THE FOLLOWING BOARD MEETINGS:
      - a) 07/16/09 REGULAR BOARD MEETING
      - b) 07/16/09 CLOSED SESSION at 6:34 p.m. – *Confidential for Board Only*
      - c) 07/16/09 CLOSED SESSION at 8:23 p.m. – *Confidential for Board Only*

- 2) FINANCIAL REPORTS – THAT THE BOARD OF TRUSTEES APPROVE THE FOLLOWING FINANCIAL REPORTS:
- a) JUNE TREASURER’S REPORT
  - b) JULY TREASURER’S REPORT
  - c) PAYROLL AND ACCOUNTS PAYABLE
  - d) WORKING CASH FUND TRANSFER
- 3) BIDS – THAT THE BOARD OF TRUSTEES APPROVE THE FOLLOWING BID RECOMMENDATIONS:
- a) LAMBERT ROAD UTILITIES CONDUIT SYSTEM – THAT THE BOARD OF TRUSTEES AWARD THE BID FOR THE LAMBERT ROAD UTILITIES CONDUIT SYSTEM TO THE LOWEST RESPONSIBLE BIDDER, EXCEL ELECTRIC, INC., 24 W. SANGMEISTER ROAD, FRANKFORT, IL 60423, FOR A *TOTAL EXPENDITURE OF \$312,756.00.*
  - b) MICROSOFT CAMPUS AGREEMENT SOFTWARE LICENSES RENEWAL – THAT THE BOARD OF TRUSTEES AWARD THE BID FOR THE MICROSOFT CAMPUS AGREEMENT SOFTWARE LICENSES RENEWAL TO THE LOWEST RESPONSIBLE BIDDER, ZONES CORPORATE SOLUTIONS, 1102 – 15<sup>TH</sup> STREET, AUBURN, WA 98001, FOR A *TOTAL EXPENDITURE OF \$198,765.62.*
  - c) PRINTING OF THE SPRING 2010 CLASS SCHEDULE – THAT THE BOARD OF TRUSTEES AWARD THE PRINTING OF THE SPRING 2010 CLASS SCHEDULE BID TO THE LOWEST RESPONSIBLE BIDDER, WARNER OFFSET, INC., 640 STEVENSON ROAD, SOUTH ELGIN, IL 60177, FOR A *TOTAL EXPENDITURE OF \$122,818.00.*
  - d) MOVING SERVICES FOR STAFF SERVICES AND CLASSROOMS – THAT THE BOARD OF TRUSTEES AWARD THE BID FOR MOVING SERVICES FOR STAFF SERVICES AND CLASSROOMS TO THE LOWEST RESPONSIBLE BIDDER, PLANES COMPANIES, 1100 BILTER ROAD, AURORA, IL 60502, FOR A *TOTAL EXPENDITURE OF \$19,657.50.*
  - e) HEALTH AND SCIENCE CENTER (HSC) AND TECHNICAL EDUCATION CENTER (TEC) IRRIGATION AND LANDSCAPING PROJECTS – THAT THE BOARD OF TRUSTEES AWARD THE BID FOR HSC AND TEC IRRIGATION AND LANDSCAPING PROJECTS TO THE LOWEST RESPONSIBLE BIDDER, BEARY LANDSCAPING, INC., 15001 WEST 159<sup>TH</sup> STREET, LOCKPORT, IL 60491, FOR THE COMBINED BASE BID TOTAL OF \$1,312,763 FOR BOTH BUILDINGS; TEC ALTERNATE #1 FOR \$14,100; TEC DEDUCTIVE ALTERNATE #5 FOR (\$7,575); HSC ALTERNATE #1 FOR \$73,255; HSC ALTERNATE #2 FOR \$30,616; HSC ALTERNATE #3 FOR \$30,878; HSC ALTERNATE #4 FOR \$19,015; HSC ALTERNATE #6 FOR \$28,007; FOR A *TOTAL EXPENDITURE OF \$1,501,064.00.*
  - f) TEC IRRIGATION AND LANDSCAPING (REJECTION) – THAT ALL BIDS RECEIVED ON JULY 8, 2009 FOR THE TEC IRRIGATION AND LANDSCAPING PROJECT BE REJECTED DUE TO A LACK OF QUALIFIED BIDDERS.
  - g) MISCELLANEOUS CONCRETE PROJECTS – THAT THE BOARD OF TRUSTEES AWARD THE BID FOR MISCELLANEOUS CONCRETE PROJECTS TO THE LOWEST

RESPONSIBLE BIDDER, A LAMP CONCRETE CONTRACTORS, INC., 800 W. IRVING PARK ROAD, SCHAUMBURG, IL 60193, FOR THE BASE BID TOTAL OF \$111,705.00 AND ALTERNATE #12 FOR \$3,000.00, FOR A TOTAL EXPENDITURE OF \$114,705.00.

- 4) REQUESTS FOR PROPOSALS (RFP) – NONE THIS MONTH.
- 5) PURCHASE ORDERS – THAT THE BOARD OF TRUSTEES APPROVE THE FOLLOWING PURCHASE ORDERS:
  - a) PERCEPTIVE SOFTWARE – IMAGENOW ENTERPRISE CONTENT MANAGEMENT – THAT THE BOARD OF TRUSTEES APPROVE A CONTRACT FOR THE PURCHASE OF ENTERPRISE CONTENT MANAGEMENT SOFTWARE WITH PERCEPTIVE SOFTWARE, 22701 WEST 68<sup>TH</sup> TERRACE, SHAWNEE, KS 66226, IN THE AMOUNT OF \$155,498.00.
  - b) ACTIVE CAMPUS PORTAL – THAT THE BOARD OF TRUSTEES APPROVE A CONTRACT FOR THE ACTIVE CAMPUS PORTAL WITH DATATEL, 4375 FAIR LAKES COURT, FAIRFAX, VA 22033, FOR A TOTAL EXPENDITURE OF \$190,370.00.
- 6) PERSONNEL ACTIONS – THAT THE BOARD OF TRUSTEES RATIFY THE FOLLOWING PERSONNEL ACTIONS: (Each item attached to permanent 08/20/09 Regular Board Meeting packet of materials.):
  - a) RATIFICATION OF FACULTY AND CLASSIFIED APPOINTMENT(S)
  - b) RATIFICATION OF ADMINISTRATIVE AND CLASSIFIED TRANSFER(S) / REASSIGNMENT(S)
  - c) RATIFICATION OF ADMINISTRATIVE, CLASSIFIED AND FACULTY RESIGNATION(S) / TERMINATION(S)
  - d) RATIFICATION OF ADMINISTRATIVE RETIREMENT(S)

C. FOR INFORMATION: CONSTRUCTION-RELATED ITEMS (Report attached to permanent 08/20/09 Regular Board Meeting packet of materials.):

- 1) Monthly Construction Project Summary – The Board reviewed the Summary of Monthly Construction Projects which is prepared each month by the College's Facilities Department in order to update the Trustees on various construction projects on campus. All projects are proceeding on schedule.

D. FOR APPROVAL: CONSTRUCTION-RELATED ITEMS

- 1) RATIFICATION OF CONSTRUCTION CHANGE ORDERS – *Removed from the Consent Agenda for separate discussion and vote.*
- 2) APPROVAL OF CONSTRUCTION CHANGE ORDERS – THAT THE BOARD OF TRUSTEES APPROVE THE CONSTRUCTION-RELATED CHANGE ORDERS FOR AUGUST 2009 FROM THE SUMMARY BELOW:

FMP PROJECTS

- APPROVE HSC CHANGE ORDER – PATTERSON DENTAL #01: \$16,000.00. *This was an Owner-Requested change order.*

- APPROVE MOVE MANAGEMENT CHANGE ORDER – THE CARTER GROUP #02: \$18,675.00. *This was an Un-Bought Scope change order.*
- APPROVE TEC EXTENDED SCHEDULE CHANGE ORDER – DESTEFANO PARTNERS: \$354,000.00.

NON-FMP PROJECTS – NONE THIS MONTH.

- 3) RISE CONTRACT MODIFICATION – THAT THE BOARD OF TRUSTEES APPROVE THE MODIFICATION TO THE CONTRACT WITH THE RISE GROUP, LLC, ELIMINATING THE WEST CAMPUS COMMUNITY CENTER AND PE EXPANSION PROJECTS FROM THEIR SCOPE, FOR A CONTRACT REDUCTION OF \$456,543.00.

In an advisory comment, Wilson indicated preference for the motion to approve all items on the Consent Agenda with the exception of Item 9. D. 1). On roll call, voting aye: Carlin, Kim, O'Donnell, Savage, Svoboda, Wozniak, and Wessel. Motion carried unanimously.

9. D. 1) FOR APPROVAL: RATIFICATION OF CONSTRUCTION CHANGE ORDERS – Kim moved, Savage seconded, THAT THE BOARD OF TRUSTEES RATIFY THE CONSTRUCTION-RELATED CHANGE ORDERS FOR AUGUST 2009 FROM THE SUMMARY BELOW:

FMP PROJECTS

- RATIFY BIC-SRC RENOVATION – LOEBL SCHLOSSMAN HACKL #07: \$48,000.00. *This was an owner-requested change order.*
- RATIFY BIC-SRC RENOVATION – LOEBL SCHLOSSMAN HACKL #08: \$13,000.00. *This was an owner-requested change order.*
- RATIFY BIC-SRC RENOVATION – LOEBL SCHLOSSMAN HACKL #09: \$7,725.00. *This was an owner-requested change order.*
- RATIFY BIC-SRC RENOVATION – LOEBL SCHLOSSMAN HACKL #11: \$33,780.00. *This was an owner-requested change order.*
- RATIFY POND #6 IRRIGATION PUMP CHANGE ORDER – PAT MCNALLY CONSTRUCTION #01: \$1,168.40. *This was an owner-requested change order.*
- RATIFY POND #6 IRRIGATION PUMP CHANGE ORDER – PAT MCNALLY CONSTRUCTION #02: \$1,428.00. *This was an owner-requested change order.*
- RATIFY POND #6 IRRIGATION PUMP CHANGE ORDER – PAT MCNALLY CONSTRUCTION #03: (\$15,000.00). *This was an owner-requested change order.*
- RATIFY POND #6 IMPROVEMENTS CHANGE ORDER – PAT MCNALLY CONSTRUCTION #08: (\$23,968.00). *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – EVOLUTION INTERIORS #01: \$5,406.35. *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – EVOLUTION INTERIORS #02: \$5,638.00. *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – EVOLUTION INTERIORS #03: \$24,274.48. *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – EVOLUTION INTERIORS #04: \$2,319.90. *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – INTERIORS FOR BUSINESS #01: \$175.00. *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – KI #01: \$10,410.48. *This was an Owner-Requested change order.*

- RATIFY TEC CHANGE ORDER – KI #02: (\$2,618.76). *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – GILBANE #86: (\$22,532.00). *This was a field condition change order.*
- RATIFY TEC CHANGE ORDER – GILBANE #87: \$16,088.00. *This was an un-bought scope by Gilbane.*
- RATIFY TEC CHANGE ORDER – GILBANE #88: \$4,973.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #89: \$1,913.00. *This was an error by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #90: \$1,847.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #91: \$2,267.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #92: \$15,383.00. *This was un-bought scope.*
- RATIFY TEC CHANGE ORDER – GILBANE #94: \$7,255.00. *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – GILBANE #95: \$7,330.00. *This was un-bought scope.*
- RATIFY TEC CHANGE ORDER – GILBANE #96: \$2,047.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #97: \$23,724.00. *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – GILBANE #98: \$5,905.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #99: \$3,868.00. *This was an owner-requested change order.*
- RATIFY TEC CHANGE ORDER – GILBANE #100: \$9,360.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #101: \$9,707.00. *This was un-bought scope by Gilbane.*
- RATIFY TEC CHANGE ORDER – GILBANE #103: \$1,134.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #104: \$7,328.00. *This was an error by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #105: \$6,376.00. *This was an error by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #106: \$4,728.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #107: \$739.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #108: \$3,288.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #112: \$14,732.00. *This was a field condition.*
- RATIFY TEC CHANGE ORDER – GILBANE #113: \$12,463.00. *This was an approved alternate.*
- RATIFY TEC CHANGE ORDER – GILBANE #114: \$7,520.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #115: \$6,548.00. *This was an omission by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #116: \$20,498.00. *With the exception of the sidewalk work, this was an error by the architect.*
- RATIFY TEC CHANGE ORDER – GILBANE #118: \$1,773.00. *This was an unforeseen condition.*

- RATIFY TEC CHANGE ORDER – GILBANE #119: \$7,210.00. *This was an error by the architect.*

NON-FMP PROJECTS – NONE THIS MONTH.

- RATIFY NATATORIUM RENOVATION CHANGE ORDER – AMBER MECHANICAL #01: \$15,246.00. *This was an owner-requested change order.*
- RATIFY NATATORIUM RENOVATION CHANGE ORDER – AMBER MECHANICAL #04: \$10,639.97. *This was an owner-requested change order.*
- RATIFY NATATORIUM RENOVATION CHANGE ORDER – AMBER MECHANICAL #05: \$7,521.42. *This was an owner-requested change order.*
- RATIFY NATATORIUM RENOVATION CHANGE ORDER – AMBER MECHANICAL #06: \$6,159.34. *This was an errors and omissions change.*
- RATIFY NATATORIUM RENOVATION CHANGE ORDER – AMBER MECHANICAL #07: \$7,131.41. *This was an owner-requested change order.*
- RATIFY NATATORIUM RENOVATION CHANGE ORDER – AMBER MECHANICAL #08: \$2,198.76. *This was an owner-requested change order.*
- RATIFY NATATORIUM RENOVATION CHANGE ORDER – AMBER MECHANICAL #09: \$2,142.00. *This was an errors and omissions change.*
- RATIFY NATATORIUM RENOVATION CHANGE ORDER – AMBER MECHANICAL #10: \$2,142.00. *This was an owner-requested change order.*
- RATIFY NATATORIUM RENOVATION CHANGE ORDER – EXCEL ELECTRIC #01: \$821.03. *This was an owner-requested change order.*
- RATIFY EAST CAMPUS CHILLER CHANGE ORDER – MONACO MECHANICAL #07: \$10,562.91. *This was an owner-requested change order.*

Dr. Breuder explained reasons for the change orders, industry-accepted levels of change orders and future plans to curtail these.

In an advisory comment, Wilson indicated preference for the motion to approve 9. D. 1). On roll call, voting aye: O'Donnell, Savage, Svoboda, Wozniak, Carlin, Kim and Wessel. Motion carried unanimously.

10. NEW BUSINESS

A) FOR INFORMATION

1) ANNUAL ENERGY REPORT

B) FOR APPROVAL

1) REVISED BOARD POLICIES – O'Donnell moved, Carlin seconded, THAT THE BOARD OF TRUSTEES APPROVE REVISIONS TO, OR DELETION OF, THE FOLLOWING BOARD POLICIES:

- 05-015 RESPONSIBILITIES OF THE BOARD
- 05-095 NAMING POLICY
- 05-100 COMMITTEES OF THE BOARD
- 05-125 COMMITTEE MEETINGS – *For Deletion*
- 05-155 RESOLUTIONS OF SUPPORT
- 05-165 RECORDING OF CLOSED MEETINGS
- 10-035 PUBLICATION OF AN ANNUAL FINANCIAL STATEMENT

- 10-135 EMERGENCY, DISASTER AND EVACUATION PLAN
- 10-155 PUBLIC SAFETY TRAFFIC AND PARKING CONTROL
- 15-005 EQUAL EMPLOYMENT OPPORTUNITY (EEO) AND AFFIRMATIVE ACTION
- 15-115 VOTING TIME OFF
- 15-215 PRESIDENT'S COUNCIL – *For Deletion*
- 20-030 STUDENT RIGHTS AND RESPONSIBILITIES
- 25-095 STUDENT DEVELOPMENT EDUCATION

Trustees have reviewed and made recommendations to these 14 Board Policies. The Policies were placed on the July 14, 2009 Board Meeting Agenda for information and first reading, and they have been available to the public for review and comment. Additional comments received have been incorporated. Trustees suggested several changes to Board Policy 5-100, Committees of the Board of Trustees, which will be incorporated.

In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Kim, O'Donnell, Savage, Svoboda, Wozniak, Carlin, and Wessel. Motion carried unanimously.

2) SEMI-ANNUAL REVIEW OF CONFIDENTIAL (FOR BOARD ONLY) CLOSED SESSION MINUTES AND VERBATIM RECORDS – Svoboda moved, Kim seconded, THAT:

- (A) THE BOARD OF TRUSTEES KEEP CONFIDENTIAL THE CLOSED SESSION MINUTES REVIEWED BY THE BOARD IN CLOSED SESSION ON AUGUST 20, 2009 FOR REASONS OF PERSONAL PRIVACY OR PROTECTION OF THE PUBLIC INTEREST;
- (B) THAT THE BOARD OF TRUSTEES KEEP CLOSED THE TAPE RECORDINGS OF ALL CLOSED SESSIONS FOR REASONS OF PERSONAL PRIVACY OR PROTECTION OF THE PUBLIC INTEREST. THE CLOSED SESSION MINUTES IN QUESTION ARE LISTED AS FOLLOWS:
  - FEBRUARY 19, 2009
  - MARCH 19, 2009
  - APRIL 16, 2009 AT 4:41 P.M.
  - ARIL 16, 2009 AT 8:05 P.M.
  - MAY 11, 2009
  - MAY 21, 2009
  - JUNE 22, 2009
  - JULY 16, 2009 AT 6:34 P.M.
  - JULY 16, 2009 AT 8:23 P.M.
- (C) THAT THE BOARD OF TRUSTEES DIRECT THE BOARD SECRETARY TO PRESERVE THE TAPE RECORDINGS OF ALL CLOSED SESSIONS THAT CURRENTLY EXIST (FEBRUARY 2007 TO PRESENT) PER THE "DEMAND TO PRESERVE ALL VIDEO AND/OR AUDIO RECORDINGS OR OTHER DOCUMENTATION OF CLOSED SESSION MEETINGS WHICH TOOK PLACE ON OR ABOUT JUNE 2007" REQUESTED FROM THE COLLINS LAW FIRM IN A LETTER DATED NOVEMBER 25, 2008.

In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: O'Donnell, Savage, Wozniak, Carlin, Kim, Svoboda and Wessel. Motion carried unanimously.

- 3) TEMPORARY FACILITY REPLACEMENT DOCUMENT – Savage moved, O'Donnell seconded, THAT THE BOARD OF TRUSTEES APPROVE THE REVISED COLLEGE OF DUPAGE CAPITAL PROJECT APPLICATION FOR TEMPORARY FACILITY REPLACEMENT. In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Savage, Svoboda, Wozniak, Carlin, Kim, O'Donnell and Wessel. Motion carried unanimously.
- 4) TEMPORARY APPROVAL OF PRE-ENGINEERING CERTIFICATE – Kim moved, O'Donnell seconded, THAT THE BOARD OF TRUSTEES APPROVE TEMPORARY APPROVAL OF A PRE-ENGINEERING CERTIFICATE PROGRAM CONSISTING OF NINETEEN TO TWENTY (19 to 20) CREDIT HOURS IN ENGLISH, PHYSICS, MATH AND ENGINEERING. In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Svoboda, Wozniak, Carlin, Kim, O'Donnell, Savage and Wessel. Motion carried unanimously.
- 5) PERMANENT APPROVAL OF EARLY CHILDHOOD ASSISTANT TEACHER CERTIFICATE – O'Donnell moved, Kim seconded, THAT THE BOARD OF TRUSTEES APPROVE PERMANENT APPROVAL OF A SIX (6) CREDIT HOUR EARLY CHILDHOOD ASSISTANT TEACHER CERTIFICATE PROGRAM. In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Wozniak, Carlin, Kim, O'Donnell, Savage, Svoboda and Wessel. Motion carried unanimously.
- 6) PERMANENT APPROVAL OF FITNESS INSTRUCTOR CERTIFICATE – Kim moved, Svoboda seconded, THAT THE BOARD OF TRUSTEES APPROVE PERMANENT APPROVAL OF A FITNESS INSTRUCTOR CERTIFICATE PROGRAM CONSISTING OF THIRTY-ONE TO THIRTY-TWO (31 to 32) CREDIT HOURS IN BIOLOGY, ANATOMY AND PHYSIOLOGY, PHYSICAL EDUCATION, BUSINESS, MANAGEMENT, MARKETING AND PSYCHOLOGY. In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Carlin, Kim, O'Donnell, Savage, Svoboda, Wozniak and Wessel. Motion carried unanimously.
- 7) ADOPTION OF FY2010 BUDGET – O'Donnell moved, Wilson seconded, THAT THE BOARD OF TRUSTEES APPROVE THE ATTACHED RESOLUTION FOR THE ADOPTION OF THE FY2010 BUDGET. In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Kim, O'Donnell, Savage, Svoboda, Wozniak, Carlin and Wessel. Motion carried unanimously.
- 8) RATE INCREASE FOR NON-UNION PART-TIME FACULTY CREDIT TEACHING ASSIGNMENTS FOR FY2010 – O'Donnell moved, Kim seconded, THAT THE BOARD OF TRUSTEES AUTHORIZE AN INCREASE OF THREE PERCENT (3%) FOR THE FOLLOWING NON-UNION PART-TIME FACULTY CREDIT TEACHING RATES:

<u>Step</u>	<u>Semesters of Teaching Experience</u>	<u>Rate Per Equivalent Hour Per Semester</u>
A	1 to 2	\$796.00
B	3 to 4	\$831.00
C	5 and over	\$865.00
Full-Time Faculty Overload Rate		\$865.00

In an advisory comment, Wilson indicated preference for the motion. On roll call voting aye: O'Donnell, Savage, Svoboda, Carlin, Kim and Wessel; voting no: Wozniak. Motion carried.

- 9) APPROVAL OF SETTLEMENT BETWEEN JOY BOWLING AND COLLEGE OF DUPAGE – Kim moved, Svoboda seconded, THAT THE BOARD OF TRUSTEES APPROVE THE SETTLEMENT BETWEEN JOY BOWLING AND COLLEGE OF DUPAGE. In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Savage, Svoboda, Wozniak, Carlin, Kim, O'Donnell and Wessel. Motion carried unanimously.

## 11. ANNOUNCEMENTS

### A. COMMUNICATIONS

Foundation – Trustee Savage reported on the following Foundation activities:

- The Annual Foundation Board Meeting was held on July 20<sup>th</sup>.
- They elected four current Trustees to second three-year terms (Maureen Buckley of Aurora, Roshan Goel of Naperville, Frank Haywood of Wheaton, and Alan Schneider of Hinsdale).
- New Officers were elected for the 2009-10 year: Maureen Buckley—President; Frank Haywood—Vice President; Susan Lang Berry—Treasurer.
- Deepest appreciation was expressed for the three-year leadership terms of Michelle Panovich of Aurora as President, Joan Morrissey of Wheaton as Vice President, and Maureen Buckley for a one-year term as Treasurer.
- The Annual Golf and Tennis Outing will be held at Stonebridge Country Club in Aurora on Monday, September 14<sup>th</sup>. This event is the number one means by which the Foundation Board raises money for student scholarships.

ICCTA – Trustee Kim announced the next ICCTA Meeting will be held in Springfield on September 11 and 12; Trustees Wessel, Kim, Svoboda and Student Trustee Wilson plan to attend.

Fall Kick-Off Activities – Trustees Wessel, Svoboda and Kim attended these energetic activities to kick-off the Fall Semester.

### B. CALENDAR DATES

Future On-Campus Events

- The next Regular Board of Trustees Meeting will be held on Thursday, September 17, 2009.

Future Off-Campus Events

- The next ICCTA Meeting will be held on September 11<sup>th</sup> and 12<sup>th</sup> in Springfield.

BEGIN CLOSED SESSION – At 8:05 p.m., Kim moved, Wozniak seconded, THAT THE BOARD OF TRUSTEES HOLD A CLOSED SESSION IN SRC-2052 FOR THE PURPOSES OF DISCUSSING: (1) THE APPOINTMENT, EMPLOYMENT, COMPENSATION, DISCIPLINE, PERFORMANCE, OR DISMISSAL OF SPECIFIC EMPLOYEES OF THE PUBLIC BODY OR LEGAL COUNSEL FOR THE PUBLIC BODY, INCLUDING HEARING TESTIMONY ON A COMPLAINT LODGED AGAINST AN EMPLOYEE OF THE PUBLIC BODY OR AGAINST LEGAL COUNSEL FOR THE PUBLIC BODY, TO DETERMINE ITS VALIDITY; AND (2) LITIGATION, WHEN AN ACTION AGAINST, AFFECTING, OR ON BEHALF OF THE PARTICULAR PUBLIC BODY HAS BEEN FILED AND IS PENDING

BEFORE A COURT OR ADMINISTRATIVE TRIBUNAL, OR WHEN THE PUBLIC BODY FINDS THAT AN ACTION IS PROBABLE OR IMMINENT, IN WHICH CASE THE BASIS FOR THE FINDING SHALL BE RECORDED AND ENTERED INTO THE MINUTES OF THE CLOSED MEETING. In an advisory comment, Wilson indicated preference for the motion. On roll call, voting aye: Savage, Svoboda, Wozniak, Carlin, Kim, O'Donnell and Wessel. Motion carried unanimously.

At 8:56 p.m., Trustee Carlin and Student Trustee Wilson terminated their conference call and left the meeting.

CONCLUDE CLOSED SESSION – At 9:15 p.m., O'Donnell moved, Kim seconded, THAT THE CLOSED SESSION CONCLUDE AND THE BOARD RESUME THE REGULAR BOARD MEETING IN OPEN SESSION. On voice vote, motion carried unanimously.

12. ADJOURN – At 9:20 p.m., Savage moved, O'Donnell seconded, THAT THE BOARD MEETING BE ADJOURNED. On voice vote, motion carried unanimously.

By: \_\_\_\_\_  
Nancy E. Svoboda, Board Secretary

Approved: 09/17/09

By: \_\_\_\_\_  
Kathy A. Wessel, Board Chairman