

**METROPOLITAN COMMUNITY COLLEGE AREA
BOARD OF GOVERNORS
MEETING MINUTES
DECEMBER 13, 2022**

A meeting of the Board of Governors of the Metropolitan Community College Area was called to order at 6:30 p.m.

Chair Uhe asked Julie Lanxon to call the roll:

MEMBERS PRESENT

Brad Ashby, left at 6:55 p.m.
Erin Feichtinger
Steve Grabowski, Treasurer
Ron Hug, arrived at 6:55 p.m.
Phillip Klein
Linda McDermitt, Secretary
Maureen Monahan, Assistant Secretary
Angela Monegain
Zach Reinhardt, Vice Chair
Fred Uhe, Chair
Zach Pechacek, Ex Officio Faculty
Conrad Cusick, Ex Officio Student

MEMBERS ABSENT

Adam Gottschall

Also Present: Randy Schmailzl, College President

Agenda Item 1d — Announcement of Posted Location of Open Meetings Act

Following the Pledge of Allegiance, the Chair reported that a copy of the Nebraska Open Meetings Act had been posted in the rear of the room.

Agenda Item 1e — Recording of Notice of Public Meeting

The Chair reported on the recording of the Notice of Public Meeting and stated the following:

1. *Proof of Publication, pursuant to Policy 10503 of the Board of Governors, in the form of an affidavit of an employee of the Omaha World-Herald, to the effect that notice of this meeting was published in that newspaper on December 2, 2022, and on the Omaha World-Herald website Omaha.com from December 2-8, 2022.*
2. *Affidavit of College employee Julie Lanxon, to the effect that a copy of the published Notice of Meeting was transmitted to each member of the Board of Governors in a manner specified by Policy 10503 of the Board of Governors.*

The notice of the meeting stated that an agenda for this meeting, kept continually current, was available for public inspection at the principal office of the Board of Governors, Building No. 30, 30th and Fort Streets, Omaha, Nebraska, by making prior arrangements by calling 531-622-2415.

Without objection, the Chair of the Board ordered that the affidavits be attached to the minutes of the meeting and made a part of the official proceedings of the Board of Governors.

Agenda Item 2 — Public Comments

There were no public comments.

Changes to the Agenda

Uhe stated there was a request to move the action agenda to earlier in the meeting.

MOTION: Grabowski motioned to move the Action Agenda to earlier in the meeting. Reinhardt seconded.

Erin Feichtinger, yes
Steve Grabowski, yes
Ron Hug, absent
Philip Klein, yes
Linda McDermitt, yes
Maureen Monahan, yes
Angela Monegain, yes
Zach Reinhardt, yes
Fred Uhe, yes
Brad Ashby, yes

Motion carried.

Agenda Item 5 — Consent Agenda Items

Items remaining on the consent agenda are 7a, 7b 7c, 7d, 7e, 7f

Agenda Item 6 — Items Removed from Consent Agenda (if any)

No items were removed.

Agenda Item 7 — Action Agenda

Agenda Item 7a – Consideration of Approval of Minutes of November 15, 2022, Special Board of Governors' Meeting, Board Doc. 7909

Agenda Item 7b – Consideration of Resolution Approving Personnel Appointments and Separations, Board Doc. 7910

WHEREAS, per Board Policy 60205, the Board of Governors shall have final approval of all full-time contracts for administrative, support and faculty personnel.

NOW THEREFORE BE IT RESOLVED that the following appointments and employment contracts be approved by the Board of Governors:

<u>Position</u>	<u>Name</u>	<u>Contract Period</u>	<u>Contract Salary</u>
Assistant Director of Scholarships	Barbara Garrett	01/01/2023-06/30/2023	\$30,761.90
Automotive Collision Technology Instructor	Christopher Cogan	01/09/2023-08/17/2023	\$53,097.64
Back-end Web Developer	Martin Wolff	01/09/2023-06/30/2023	\$31,130.00
Career Services Specialist	Barbara Thomas	01/01/2023-06/30/2023	\$29,070.60
Director of Scholarships	Sheila Schoessler	01/01/2023-06/30/2023	\$40,857.70
Manager of Career Placement	Tyisha Wagner	01/01/2023-06/30/2023	\$31,877.30
Network Server Analyst	Jared Dressman	01/09/2023-06/30/2023	\$36,285.00
Success Navigator	Daniel Bartek	01/09/2023-06/30/2023	\$28,736.25
Success Navigator	Matthew Patten	01/09/2023-06/30/2023	\$26,580.00

BE IT FURTHER RESOLVED that the following separations be acknowledged and accepted by the Board of Governors:

<u>Position</u>	<u>Name</u>	<u>Effective Date</u>
Assistant Director of Financial Services	Nancy Beaman	04/03/2023
Continuing Education Coordinator III-STEM	Kimberly King	12/07/2023
Dual Enrollment Navigator	Kayla Gillian	12/23/2022
Project Coordinator	Marilyn Sims	11/23/2022

Agenda Item 7c – Consideration of Resolution Approving Counselor and Faculty Promotions., Board Doc. 7911

BE IT RESOLVED that the Board of Governors of the Metropolitan Community College Area approves the promotions of the following faculty members to be effective retroactive to the first day of his or her 2022-23 contract:

<u>FACULTY</u>	<u>CURRENT</u>	<u>GROUP & LEVEL</u>	<u>PROMOTED TO LEVEL</u>
Stephanie Albers	Group II	Level II-A	Level III-A
Joseph Baker	Group III	Level III-D	Level IV-D
Lauren Balak	Group II	Level I	Level II-B
Danielle Bojanski	Group II	Level I	Level II-C
William Gentleman	Group III	Level II-C	Level III-D
Katherine Gubbels	Group I	Level III-A	Level IV-B
Robert Hocking	Group III	Level III-D	Level IV-D
Kambiz Jamshidi	Group I	Level I	Level II-A
Zachary Pechacek	Group III	Level II-D	Level III-D
Chris Pitschmann	Group III	Level II-D	Level III-D
Andrew Queen	Group III	Level I	Level II-D
Carley Raneri	Group I	Level I	Level II-C
Candace Ryan	Group II	Level I	Level II-C
Nathan Stanley	Group I	Level I	Level II-C
Timothy Sweeney	Group I	Level II-A	Level III-A
Richard Swierczek	Group III	Level II-C	Level III-D
Martin Vaughan	Group III	Level III-D	Level IV-D
Li Westman	Group I	Level I	Level II-B
Dawn Zuber	Group I	Level I	Level II-C

BE IT FURTHER RESOLVED that the Board of Governors commends these individuals for their continued professional development while employed at the College.

Agenda Item 7d – Consideration of Resolution Authorizing Modification of the President’s Contract, Board Doc. 7912

WHEREAS, the employment contract of the President of Metropolitan Community College Area (the “College”), to-wit, the Fourth Modification and Extension of President’s Contract entered into between the College and the President on October 16, 2018, expires on June 30, 2024 (“Current Contract”);

WHEREAS, the Current Contract requires the Board of Governors of the College (the “Board”) to decide, at least six months prior to the expiration date of the Current Contract, whether an offer of renewal or extension of the contract will be made to the President; and

WHEREAS, the Board and the President mutually desire to extend the President’s contract and have negotiated a three-year extension of the contract, through June 30, 2027.

NOW, THEREFORE, be it resolved that the Chair of the Board is hereby authorized to enter into and execute on behalf of the Board a “Fifth Modification and Extension of President’s Contract” with College President Randy Schmailzl, in the form identified as Board Document No. 7912a, which document:

- (1) Extends the term of the President’s contract through June 30, 2027;
- (2) Provides that the President’s annual equivalent salary rate shall remain at \$335,000 per year during the College’s 2022-23 fiscal year and at \$345,000 per year during the College’s 2023-24 fiscal year, both as provided in the Current Contract;
- (3) Provides that the President’s annual equivalent salary rate during the ensuing three fiscal years of the College shall increase by three percent per year for each of the three extension years as follows:

2024-2025	3.00% increase;
2025-2026	3.00% increase;
2026-2027	3.00% increase; and
- (4) Modifies and adjusts other terms and conditions of the Current Contract as necessary to update the President’s contract.

Agenda Item 7e– Consideration of Resolution Approving Three-Year Contract with Intranet Provider Simpplr, Board Doc. 7913

WHEREAS, the College’s current intranet system, SharePoint Portal, is being retired by Ellucian in June 2024, and will no longer be supported by Ellucian systems; and,

WHEREAS, College administration has negotiated a three-year contract with intranet systems provider Simpplr to design and implement a new College intranet system for the estimated three-year cost of \$512,240.

BE IT RESOLVED, that this Board of Governors hereby approves the proposed three-year Agreement with Simpplr, Board Document No. 7913a, and authorizes the College President to execute said Agreement, in an amount not to exceed \$563,500, with such modifications, changes, and amendments as the President, in consultation with College legal counsel, may deem appropriate and in the best interests of the College.

Agenda Item 7f– Consideration of Resolution Approving Purchase of Cisco Access Layer Switches for Fort Omaha and Elkhorn Valley Campuses, Board Doc. 7914

BE IT RESOLVED, that the Board of Governors of the Metropolitan Community College Area hereby approves the renewal purchase of Cisco access layer switches from Heartland Business Systems for an estimated cost of \$1,962,837.78 utilizing consortium contract pricing with such modifications, changes, and amendments, as the President, in consultation with the College legal counsel, may deem appropriate and in the best interests of the College.

MOTION: Grabowski moved to approve the action agenda; Reinhardt seconded the motion.

Steve Grabowski, yes
Ron Hug, absent
Philip Klein, yes
Linda McDermitt, yes
Maureen Monahan, yes
Angela Monegain, yes
Zach Reinhardt, yes
Fred Uhe, yes
Brad Ashby, yes
Erin Feichtinger, yes

Motion carried.

Agenda Item 3 — Award

Agenda Items 3a — Diane Donelson Spirit Award

Uhe announced Jim Champion, Pathway Coordinator, as this year's recipient of the 2022 Diane Donelson Spirit Award. The Diane Donelson Spirit Award was established by Board resolution in 2005 in honor of former Board of Governors member, the late Diane Donelson, to recognize employees who demonstrate leadership, and the ability to build relationships with a compassionate and positive spirit.

Uhe shared excerpts from the nomination for Champion, noting his commitment to building relationships, his leadership skills, and his positive and compassionate personality. Schmailzl commented on Champion being a great addition to MCC, adding that he's a great advocate and ambassador in the community. Schmailzl expressed how proud we are to have Champion as an employee at the College.

Uhe asked Champion to come to the podium to receive the award. Champion expressed his thanks and appreciation for the award. A fun fact about Champion is that when he was a student in MCC's auto collision program it was housed in the Mule Barn (Building 21). He's proud to be part of this team.

Agenda Item 4 — Report Agenda

Agenda Items 4a — Ex Officio Board Members' Reports

Student Ex Officio Representative Report

Uhe introduced Conrad Cusick as the newly elected student ex officio representative. Cusick introduced himself, stating he began his academic career in 2022 and is excited to complete his degree for licensed practical nurse (LPN) and registered nurse (RN). He is excited for this opportunity to represent the student body at MCC. He shared some information from his written report about the Student Advisory Council. Feichtinger asked what drew him to nursing. Cusick stated he was in law enforcement for five years before joining the rescue squad in southwest Iowa, where he found he enjoyed helping people in the emergency room because of his ability to be calm under pressure.

Faculty Ex Officio Representative Report

Uhe asked Zach Pechacek, the new faculty ex officio representative, to introduce himself and report. Pechacek, electrical technology instructor, noted that his career at MCC began as a high school student enrolled in the Career Academy electrical program after which he completed his associate degree. He worked as an apprentice in the electrical field before becoming an adjunct faculty member and then being hired as a full-time instructor in 2018. His experience with SkillsUSA began while in high school, when he held a couple student leadership positions; he now serves as a Student Coach for Skills USA. He noted he looks forward to representing the faculty and working with the Board. Feichtinger thanked Pechacek for being part of MCC. Schmailzl stated that this past legislative session, when MCC spoke to the appropriations committee to appeal the dual enrollment legislative bill, he asked Pechacek to testify about being in a career academy, working in the field, and returning to MCC as a faculty member. Schmailzl added that Pechacek made a difference with his testimony because he not only spoke about MCC but also to the entire dual enrollment system. Pechacek stated it was a great opportunity and eye opening to testify before the appropriations committee.

Agenda 4b — Chair of the Board's Report

Per Board Policy 10209, Legal Counsel to the Board, Review of Legal Counsel

Uhe thanked Board members who returned the external legal counsel surveys. Board members did not have any comments.

Recognition of Board Members

Uhe noted this is the final Board meeting for Feichtinger, Grabowski, and Monegain.

Erin Feichtinger has served on the Board since January 2019. In recognition of her time and service to the Board, she has chosen to have a brick placed in the walkways on the Fort Omaha Campus. This walkway was implemented when the Academic Skills

Center, Construction Education Center, and Center for Advanced and Emerging Technology were built. The brick will be ordered in April, and she will receive a photo of the brick when it is installed. The inscription reads: "Erin Feichtinger – In appreciation of service to the MCC Board of Governors, January 2019 through December 2022."

Feichtinger stated it has been a great honor to represent District 2 and is proud of all that has been accomplished. She commented that what is happening at MCC is important to the community.

Angela Monegain has served on the Board since January 2019. Her plaque reads: "With grateful appreciation for dedicated service to Metropolitan Community College Board of Governors, January 2019 through December 2022."

Steve Grabowski has served on the Board since January 2007. In recognition of his time and service to the Board, he has chosen to have a brick placed in the walkways on the Fort Omaha Campus. This walkway was implemented when the Academic Skills Center, Construction Education Center, and Center for Advanced and Emerging Technology were built. The brick will be ordered in April, and he will receive a photo of the brick when it is installed. The inscription reads: "Steve Grabowski – In appreciation of service to the MCC Board of Governors, January 2007 through December 2022."

Grabowski took a moment to thank everyone and commented that serving on the Board has been a great experience. He stated MCC is a great place to work and to be on the Board. He stated the central idea is to have MCC graduating students and that is what MCC has done.

Uhe noted that this is the last meeting Hug will serve as the at-large member as he will begin serving District 4 in January 2023. Hug's plaque reads: "With grateful appreciation for dedicated service to Metropolitan Community College Board of Governors – At Large, January 2015 through December 2022."

Hug expressed his appreciation for Feichtinger, Grabowski, and Monegain.

Agenda 4c — Board Members' Reports

Feichtinger shared that her husband has enrolled at MCC this quarter and only had positive things to say about navigating the process and about the helpfulness of the faculty and staff he has encountered.

Agenda 4d — Presidents' Report

Schmailzl stated that a few documents are needed to finalize the South Omaha Campus Mahoney Building insurance claim. The Board will be kept updated until this matter is finalized.

Schmailzl stated the 2023 state legislature will lean more conservative than recent years. He shared a list of anticipated topics for the upcoming session. Governor-elect Pillen has mentioned two-percent lids on property tax revenue for political subdivisions. MCC has the resources to handle a lid for a couple years, but such action could be detrimental for political subdivisions that do not have a cash reserve. Community colleges currently have a two-cent levy limit within the 11.25 cent total taxing authority to use for capital, and the other five community colleges would like to have no levy limits on how the 11.25 cents is used. MCC does not support this idea. Prison reform and re-entry programs are also expected topics. Governor-elect Pillen has named a committee to rethink the K-12 school funding formula. This effort will not affect MCC in its business operations but will affect MCC in connection with the school districts we do business with. On the topic of dual enrollment, community colleges received funds from the state and the America's Rescue Plan Act (ARPA). We anticipate asking for another one million dollars in state funds for the dual enrollment fund. Work needs to begin on a making this funding permanent. Not all the allocated ARPA funds have been used, so the state government will be re-allocating funds, which could benefit MCC. Workforce training programs are on the table, as well as, workforce initiatives for Omaha-area manufacturing programs. Legislative rules on how they do business are expected be early in the session. The topic of "unknown" will be of greatest interest.

Last year the "unknown" was the property tax credit. MCC is working with the state to post information on our website about the availability of the property tax credit. Monahan asked if the state was putting any money towards publishing information about the K-12 and Community Colleges property tax credit process. Schmailzl stated that MCC is pushing for publishing the information and thinks the idea of putting it on the MCC and the K-12 websites would help, along with a campaign to get this information out to the public. Schmailzl stated MCC's Marketing office will put out press releases about the opportunity for people to reduce their property taxes through this tax credit mechanism.

MCC's current intranet provider will not continue to support the current platform past summer 2024. MCC recently issued a request for proposals, and Simpplr emerged as the leading solution. The resolution was approved earlier in the meeting.

Hug stated the county board is releasing COVID relief funds to restaurants and asked if the Sage Bistro would qualify. Schmailzl said the Bistro does not qualify for the funds as the funds are intended for private businesses.

Agenda 4e — Regular Reports

No comments. No questions were asked.

Agenda 4f — Update on High Point 9 Replat – Elkhorn Valley Campus

Dave Hohman provided an update on the High Point 9 Replat near the Elkhorn Valley Campus, which was last reported on in 2019. This project involves eight acres, and the

developer is looking to divide the acres into four commercial lots and four outlots, which are not buildable. In 2019 MCC's biggest concern was that the city was encouraging the developer to connect the access road (203rd St) to the College's entrance. Other concerns were storm run-off and sanitary sewer considerations. Stan Horrell, Bob Griffin (outside engineer), Schmailzl, and Hohman have been in conversations with the developer's engineering firm and the city about these concerns. In December 2019, the city approved the preliminary plat, which addressed some of MCC's concerns. The developer's law firm contacted Hohman on December 6 indicating this project will be on the December 20 City Council agenda for final approval of the plat. The same plan and same layout from the 2019 preliminary plat have been presented to the city. The most important thing is that the current version does not provide connection to the College's driveway on Cumberland, and there are plans to address storm water runoff and sanitary sewer. The College will continue to monitor this project and is not planning to voice opposition.

Reinhardt asked who the developer's counsel is. Hohman stated it is John Fullenkamp. Reinhardt asked if someone from the College is planning to attend the December 20 City Council meeting. Schmailzl said the College will have someone attend the meeting. Reinhardt asked about the curb cut on MCC's property. Schmailzl stated there have been conversations.

Agenda Item 8—Adjournment

MOTION: Reinhardt moved to adjourn the meeting; Grabowski seconded the motion.

Ron Hug, yes
Philip Klein, yes
Linda McDermitt, yes
Maureen Monahan, yes
Angela Monegain, yes
Zach Reinhardt, yes
Fred Uhe, yes
Brad Ashby, absent
Erin Feichtinger, yes
Steve Grabowski, yes

Motion carried. The meeting was adjourned at 7:23 p.m.

Linda McDermitt, Secretary, Board of Governors

Date

**AFFIDAVIT OF TRANSMISSION OF NOTICE OF
MEETING OF BOARD OF GOVERNORS OF
METROPOLITAN COMMUNITY COLLEGE AREA**

STATE OF NEBRASKA)
) SS
COUNTY OF DOUGLAS)

Julie Lanxon, being first duly sworn upon oath deposes and states as follows:

1. That pursuant to direction received from the Chair of the Board of Governors of the Metropolitan Community College Area, I caused the following Notice to wit:

NOTICE OF MEETINGS

Notice is hereby given that the Board of Governors of the Metropolitan Community College Area will meet on Tuesday, December 13, 2022, commencing at 6:30 o'clock P.M. at the Fort Omaha Campus, 32nd & Sorensen Parkway, in the Mule Barn, Building #21, Board Room #112, Omaha, Douglas County, Nebraska, which meeting will be open to the public. An agenda for such meeting, kept continually current, is readily available for public inspection at the principal office of said Board of Governors, 30th & Fort Streets. Building #30, Omaha, Nebraska, during normal business hours.

Fred Uhe
Chair, Board of Governors

PUBLISH on Friday, December 2, 2022

to be published in *Omaha World-Herald* on December 2, 2022; and that the order to said newspaper was made by electronic transmission on November 30, 2022.

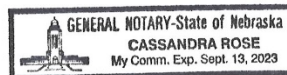
1. That on November 30, a copy of such Notice was addressed and sent by e-mail or, if so requested, by personal delivery to each member of the Board of Governors.

Further affiant sayeth not.

Julie Lanxon

SUBSCRIBED AND SWORN TO before me this 7th day of December, 2022

Cassandra Rose
Notary Public





Date: December 02, 2022

Affidavit of Publication

METROPOLITAN COMMUNITY COLLEGE
ACCOUNTS PAYABLE
PO BOX 3777
OMAHA, NE 68103-0777

Date	Category	Description	Ad Size	Total Cost
12/02/2022	Legal Notices	NOTICEOFMEETINGNOTICEISHEREBYGIVENTH	1 x 0.00 IN	61.67

**Publisher of the
World Herald**

NOTICE OF MEETING

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Fred Uhe
Chair, Board of Governors

I, (the undersigned) an authorized representative of the World Herald, a daily newspaper published in Omaha, Douglas County, Nebraska; do certify that the annexed notice NOTICEOFMEETINGNOTICEISHE was published in said newspapers on the following dates:

12/02/2022

The First insertion being given ... 12/02/2022

Newspaper reference: 0000343747


Billing Representative

Sworn to and subscribed before me this Friday, December 2, 2022


Notary Public

State of Virginia
City of Richmond
My Commission expires

