A meeting of the Board of Governors of the Metropolitan Community College Area was called to order at 6:31 p.m., in Building #21, the Mule Barn, Fort Omaha Campus, 32nd Street and Sorensen Parkway, Omaha, Douglas County, Nebraska and by Zoom Meeting.

Chair Monahan asked Dave Hohman, Legal Counsel to the Board, to call the roll:

**MEMBERS PRESENT**
Erin Feichtinger, Assistant Secretary, via Zoom Meeting
Roger Garcia, via Zoom Meeting at 6:33 pm
Steve Grabowski, Treasurer, via Zoom Meeting
Phillip Klein, via Zoom Meeting
Linda McDermitt, Secretary, via Zoom Meeting
Maureen Monahan, Chair
Dave Pantos, Vice Chair, via Zoom Meeting
Fred Uhe, via Zoom Meeting
Michael Young, via Zoom Meeting
Joy Schulz, Ex Officio Faculty, via Zoom Meeting

**MEMBERS ABSENT**
Ron Hug
Angela Monegain
Gloria Chavez, Ex Officio Student

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. A copy was made available for public inspection.

**Agenda Item 1e—Approval of Notice of Public Meeting**

The Chair then reported on the Notice of Public Meeting and presented 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 March 13, 2020; and
2. Affidavit of College employee Rita Eyerly, 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, during normal business hours. 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 1f—Statement Regarding Access to Meeting via Zoom Online Conferencing Service / State of Nebraska Executive Order No. 20-03

Monahan made the following announcement:

I would also like to announce that pursuant to Executive Order No. 20-03 issued by the Governor of Nebraska on March 17, 2020 which provided a limited waiver of certain requirements of the Nebraska Open Meetings Act (a copy of such Executive Order is attached to these minutes) and in order to comply with government orders restricting public gatherings to not more than ten (10) persons in response to the COVID-19 situation, notice has been given that this meeting of the Board of Governors of the Metropolitan Community College Area is being made accessible by members of the Board, College administration, the general public and members of the media via Zoom online conferencing service. Instructions for accessing the meeting via Zoom online conferencing service have been included in the Meeting Agenda, were posted on the College website and were posted on the entry doors of this building.

Agenda Item 2—Public Comments – Via Zoom

There were no public comments.

Agenda Item 3—Report Agenda

Agenda Item 3a—Ex Officio Board Members’ Reports

- Student Ex Officio Report

  The student ex officio report was provided in the printed materials.

- Faculty Ex Officio Report

  Joy Schulz reported that faculty and students have transitioned to e-learning. While it is a work in progress, she noted the faculty have made an impressive effort to work with students to make this quarter successful.

Agenda Item 3b—Chair of the Board’s Report
Monahan acknowledged the busy past weeks with calls and email regarding the current COVID-19 situation. She thanked the College administration, faculty, and students for their transition during this unusual and challenging time of COVID-19.

**Agenda Item 3c—Board Members’ Reports**

No Board members reported.

**Agenda Item 3d—President’s Report**

The President’s Report was provided in the printed materials.

**Agenda Item 3e—Regular Reports**

Feichtinger asked the status of the e-pantry and if the now-quarterly report could be provided monthly during the COVID-19 pandemic. Young concurred. Schmailzl stated that could be done.

Kay Friesen, Associate Vice President of Organizational Development, noted that the e-pantry is still operating, staff are still engaged and other strategies are being reviewed to assist students. A message to that effect has been posted on the e-pantry site. Feichtinger asked to be kept updated and noted her appreciation of the work of the staff.

**Agenda Item 4—Consent Agenda Items**

Items remaining on the consent agenda are 6a, 6c, 6d, 6e, and 6f.

**Agenda Item 5—Items Removed from Consent Agenda (If Any)**

Agenda Item 6b was removed from the Consent Agenda by Monahan on behalf of the administration.

**Agenda Item 6—Action Agenda**

**Agenda Item 6a—Consideration of Approval of Minutes of February 25, 2020 Board of Governors’ Meeting, Board Doc. 7631**

**Agenda Item 6c—Consideration of Resolution Approving Credit Program Modifications, Board Doc. 7633**

WHEREAS, the Metropolitan Community College Board of Governors must approve credit program additions and modifications prior to submission for review of the Nebraska Coordinating Commission for Postsecondary Education; and,

WHEREAS, all credit programs are reviewed by faculty and administration at least annually to identify necessary and appropriate modifications; and,
WHEREAS, Board of Governors’ Policy 40101 provides a guide for program development.

NOW, THEREFORE, BE IT RESOLVED, that The Metropolitan Community College Area Board of Governors accepts and approves the credit program modifications as set forth in Board Document No. 7633a.

**Agenda Item 6d—Consideration of Resolution Approving 2020-21 Collective Bargaining Agreement with the Metropolitan Community College Education Association Academic Advisors, Counselors, and Faculty, Board Doc. 7634**

WHEREAS, the most recent Collective Bargaining Agreement (CBA) between the College and the Metropolitan Community College Education Association Academic Advisors, Counselors, and Faculty (ACF) expires at the end of the fiscal year, June 30, 2020, with the academic year ending August 15, 2020; and,

WHEREAS, the College and the ACF have agreed to terms and conditions of a renewal of said CBA effective for the fiscal year July 1, 2020 – June 30, 2021, with the associated academic year running from August 31, 2020 – August 18, 2021; and,

WHEREAS, the College administration believes that approval of the CBA is in the best interest of the College and recommends that this Board approve renewal of said Agreement.

NOW, THEREFORE, BE IT RESOLVED that this Board hereby approves the proposed Collective Bargaining Agreement, Board Document No. 7634a, and authorizes the President to execute said Agreement, 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 6e—Consideration of Resolution Accepting the Bid for a Hydraulic Shear and a Press Brake for the South Omaha Campus Center for Advanced Manufacturing, Board Doc. 7635**

BE IT RESOLVED, that the Board of Governors of the Metropolitan Community College Area hereby accepts the bid for a hydraulic shear and a press brake for the Center for Advanced Manufacturing on the South Omaha Campus and authorizes the President to negotiate, sign, and implement such agreement with Cincinnati, Inc., in an estimated amount of $263,960, as the President in consultation with College legal counsel may deem appropriate and in the best interests of the College.

**Agenda Item 6f—Consideration of Resolution Accepting the Additional Cost Associated with the South Omaha Campus Automotive Training Center Site Package, Board Doc. 7636**

BE IT RESOLVED, that the Board of Governors of the Metropolitan Community College Area hereby accepts the additional cost associated with the South Omaha Campus automotive training center site package with Ronco Construction Company, Inc., in the amount of $115,361.

**MOTION**: Grabowski moved to approve the Consent Agenda without Agenda Item 6b; McDermitt seconded the motion.

Hohman called the vote:

Grabowski, yes
Klein, yes
McDermitt, yes
Monahan, yes
Pantos, yes
Uhe, yes
Young, yes
Feichtinger, yes
Garcia, yes (he spoke up noting he was on the meeting and voted)

Motion carried.

Agenda Item 6b—Consideration of Resolution Approving Personnel Appointments and Separations, Board Doc. 7632

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:

<table>
<thead>
<tr>
<th>Name</th>
<th>Position</th>
<th>Contract Period</th>
<th>Contract Salary</th>
</tr>
</thead>
<tbody>
<tr>
<td>Floyd Freeney</td>
<td>Application Systems Analyst</td>
<td>04/06/20-06/30/20</td>
<td>$14,790.00</td>
</tr>
<tr>
<td>David Friend</td>
<td>Interim Chief of Police / Director, Emergency Management</td>
<td>03/30/20-06/30/20*</td>
<td>$22,763.92*</td>
</tr>
<tr>
<td>Richard Rummel</td>
<td>Associate Director, Financial Aid Systems &amp; Processing</td>
<td>03/30/20-06/30/20</td>
<td>$16,622.03</td>
</tr>
<tr>
<td>Kelsea Wolfe</td>
<td>Integrated Instruction Coordinator</td>
<td>03/30/20-06/30/20</td>
<td>$13,317.59</td>
</tr>
</tbody>
</table>

*This is an estimated Contract Period and Contract Salary.

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

<table>
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<th>Position</th>
<th>Effective Date</th>
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<td>Application Systems Analyst</td>
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<tr>
<td>Patricia Fugitt</td>
<td>TRIO/SSS First Year Coach</td>
<td>03/27/20</td>
</tr>
<tr>
<td>Patricia Hollins</td>
<td>Art Instructor</td>
<td>05/22/20</td>
</tr>
<tr>
<td>Richard Jaeckel</td>
<td>Business Instructor</td>
<td>05/22/20</td>
</tr>
<tr>
<td>Preston Murray</td>
<td>DIMA Instructor</td>
<td>05/22/20</td>
</tr>
<tr>
<td>Donald Thorson</td>
<td>Chief of Police / Director of Emergency Management</td>
<td>05/15/20</td>
</tr>
<tr>
<td>Frank Weidenfeller</td>
<td>Math Instructor</td>
<td>05/22/20</td>
</tr>
<tr>
<td>Audrick Akyeampong</td>
<td>Network Engineer</td>
<td>03/26/20</td>
</tr>
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</table>

Monahan asked Schmailzl to update on the requested change. Schmailzl noted that on line 36 of the Separations section of the Resolution, Mr. Richard Jaeckel is listed and at this time he is asking to be removed from the document and Resolution.

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

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<td>Network Engineer</td>
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</tbody>
</table>

**MOTION**: Grabowski moved to approve the Agenda Item 6b with the requested change; Young seconded the motion.

Klein, yes
McDermitt, yes
Monahan, yes
Pantos, yes
Uhe, yes
Young, yes
Feichtinger, yes
Garcia, yes
Grabowski, yes

Motion carried.

**Agenda Item 7—Adjournment**

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

Hohman called the vote:

McDermitt, yes
Monahan, yes
Pantos, yes
Uhe, yes
Young, yes
Feichtinger, yes
Garcia, yes
Grabowski, yes
Klein, yes

Motion carried. The meeting was adjourned at 6:43 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 )
COUNTY OF DOUGLAS ) SS

Pauline Laughlin, 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 MEETING

Notice is hereby given that the Board of Governors of the Metropolitan Community College Area will meet on Tuesday, March 24, 2020, 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 available for public inspection at the principal office of said Board of Governors, 30th & Fort Streets, Building #30, Omaha, Nebraska, during normal business hours.

Maureen Monahan
Chair, Board of Governors

to be published in Omaha World-Herald on March 13, 2020; and that the order to said newspaper was made by electronic transmission on March 11, 2020.

1. That on March 11, 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.

_SUBSCRIBED AND SWORN TO before me this 11th day of March, 2020

PAULINE R. LAUGHLIN
State of Nebraska-Commission
Notary Public

My Commission Expires
October 22, 2022
NOTICE OF MEETING

Notice is hereby given that the Board of Governors of the Metropolitan Community College Area will meet on Tuesday, March 24, 2020, 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, at which time the meeting will be open to the public. An agenda for such meeting, kept continually current, is available for public inspection at the principal office of said Board of Governors, 30th & Fort Streets, Building #30, Omaha, Nebraska, during normal business hours.

Maureen Monahan
Chair, Board of Governors

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

03/13/2020

The First insertion being given ...

03/13/2020

Newspaper reference: 0000126964

Billing Representative

Sworn to and subscribed before me this Friday, March 13, 2020

Notary Public

Kimberly B. Harris
NOTARY PUBLIC
Commonwealth of Virginia
Notary Registration Number 369753
Commission Expires January 31, 2021

State of Virginia
City of Richmond
My Commission expires

THIS IS NOT A BILL. PLEASE PAY FROM INVOICE. THANK YOU
WHEREAS, In order to provide flexibility to assist in meeting the emergency conditions and subsequent impacts brought on from COVID-19, a state of emergency was declared in Nebraska on March 13, 2020; and

WHEREAS, the State of Nebraska is committed to providing seamless government operations to the people of Nebraska throughout the state of emergency; and

WHEREAS, state and local governmental boards, commissions and other public bodies must comply with the Open Meetings Act so that citizens may exercise their democratic privilege of participating in meeting of public bodies; and

WHEREAS, for public health purposes, meetings and gatherings have now been limited to no more than 50 people and may be further limited if the presence of COVID-19 warrants;

NOW THEREFORE, I, Pete Ricketts, Governor of the State of Nebraska, by virtue of the authority vested in me by the Constitution and laws of Nebraska, hereby issue this limited waiver of certain requirements of the Nebraska Open Meetings Act.

Pursuant to this declaration, I hereby order the following:

1. This executive order applies to all governing bodies as defined in Neb. Rev. Stat. §84-1409 (1) and to all public meetings as defined in Neb. Rev. Stat. § 84-1409 (2).

2. All governing bodies may meet by videoconference or by telephone conferencing or by conferencing by other electronic communication so long as there is made available at such meeting access to members of the public and to members of the media.
3. The advanced publicized notice and the agenda requirements for meetings that are set forth in Neb. Rev. Stat. §84-1411 and the remaining provisions of Nebraska’s Open Meeting Act shall continue to be complied with by all governing bodies and are not waived by this executive order.

4. This waiver shall apply to all public governing body meetings that occur from today through May 31, 2020.

IN WITNESS THEREOF, I have hereunto set my hand and caused the Great Seal of the State of Nebraska to be affixed on this 17th day of March, 2020.

ATTEST:

Pete Ricketts, Governor

Robert B. Evnen, Secretary of State