

**METROPOLITAN COMMUNITY COLLEGE AREA
BOARD OF GOVERNORS
MEETING MINUTES
JUNE 28, 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
Adam Gotschall, arrived at 6:56 p.m.
Ron Hug, arrived at 6:35 p.m.; left at 7:20 p.m.
Phillip Klein
Linda McDermitt, Secretary
Maureen Monahan, Assistant Secretary
Zach Reinhardt, Vice Chair
Fred Uhe, Chair
Joe Baker, Ex Officio Faculty
Bre Hounsougbin, Ex Officio Student

MEMBERS ABSENT

Erin Feichtinger
Steve Grabowski, Treasurer
Angela Monegain

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 June 17, 2022, and on the Omaha World-Herald website Omaha.com from June 17-23, 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.

Agenda Item 3 — Report Agenda

Agenda 3a — Fiscal Year 2020-21 Audit Report

Brenda Schumacher, College Business Officer, introduced Brenda Scherer, Signing Director, and Jennifer Kruse, Senior Auditor, with CliftonLarsonAllen, LLP, who presented the audit findings for the fiscal year 2020-21 via Zoom.

The audit presentation was included in the board packet materials. The full audit report and management letters were included with the resolution in agenda item 6d. This year's audit was completed later than usual because the compliance guidelines for the Higher Education Emergency Relief Funds (HEERF) dollars were delayed, which subsequently delayed the single audit testing.

MCC received an unmodified opinion for the financial statements and single audit, which is the highest level of audit report. There were four single audit findings, and the recommendation is to have the approvals for funds, review processes, and support for annual reporting documented for audit purposes. Scherer reported on a couple of management letter comments that were regarding user access restrictions and bank reconciliations. Scherer mentioned the findings in MCC's report will not raise flags with the Department of Education and that having small findings is a good thing because not having any findings for a couple of years in a row could raise a flag with the Department of Education and trigger a program review. Overall, this is a very good report with minor findings. Scherer reviewed the audit plan for fiscal year 2021-22.

Monahan asked if ongoing fluctuations in the COVID rules affected the audit. Schumacher said it did affect the audit as everyone had to continuously adapt. Scherer added that the constant changing of rules hit schools hard and having HEERF-related audit findings is very common.

Agenda Items 3b — Ex Officio Board Members' Reports

Student Ex Officio Representative Report

Student ex officio representative, Bre Hounsoubin, shared highlights from her written report featuring several Student Advisory Council members who participated on the Police Athletics for Community Engagement student panel and who met with Nannette Rodriquez, College Marketing Officer, about how students may get involved in upcoming community events. Hounsoubin shared that she has completed three of Phi Theta Kappa's professional prep programs. Uhe asked Hounsoubin what surprised her in the Healthcare Edge Prep Program with regards to transitioning from the academic world to a career in the healthcare field. Hounsoubin replied that although the program taught things specific to a health care setting, the lessons could be applied with peers, elders, and even with her children; for instance, speaking to them at their level and not talking over them. She also mentioned the program helped her value skills she possesses but had not thought about, such as adaptability, self-awareness, self-regulation, and self-motivation.

Faculty Ex Officio Representative Report

Faculty ex officio representative, Joe Baker, introduced Scott Broady, Associate Dean of Industrial Technology, to present on the new associate of applied science in the Mopar Career Automotive Program (Mopar CAP), which will begin next month. This will be an on-campus program set up similarly to the Toyota T-TEN program, where students will rotate quarters on campus and at sponsoring dealerships until degree completion. This program will provide manufacturer-specific training for students who want to be automotive technicians for Chrysler, Dodge, Jeep, and Ram (CDJR).

When a student graduates with this associate of applied science degree they will be at a level two certified master technician and have completed 85% to 90% of the training needed for the Chrysler (Mopar) Master Technician certification requirements (level three). Recruitment has expanded to the entire state of Nebraska, South Dakota, and Western Iowa.

Reinhardt inquired about the expected enrollment for the first cohort. Broady said there are currently nine students, and he would consider twelve students to be a success. In response to Reinhardt's question about whether students in the Mopar CAP program would have the same housing opportunities at UNO that Toyota T-TEN students have, Broady said "yes" and stated that MCC has a great partnership with UNO for housing accommodations. Ashby asked what the salary for a level two master technician is versus that of a level three master technician. Broady said a level two master technician can make roughly \$55,000-60,000, and a level three master technician can make upwards of \$80,000. To advance from level two to level three, a technician needs four years of documented work experience which includes on-the-job training and curriculum, which is the last 10-15% of the full Mopar CAP curriculum.

Agenda 3c — Chair of the Board's Report

Uhe shared his excitement to be back in the Mule Barn. He had the opportunity to welcome some community partners at the South Omaha Campus ceremonial ribbon cutting. He commended the students who were selected to share their stories at that event. Uhe encouraged board members to visit the MCC facilities as it means a lot to the faculty and students.

Agenda 3d — Board Members' Reports

Monahan expressed her delight to be back in the Mule Barn Board room, noting that the last board meeting held in the room came right after the Governor issued an executive order in the early days of the pandemic.

McDermitt echoed Uhe's comments about the South Omaha Campus ribbon cutting. She noted that she has nominated Monahan for the ACCT Trustee of the Year, and the winner will be announced at ACCT Leadership Congress in October.

Agenda 3e — Presidents' Report

Noting that mental health and wellbeing are important, Schmailzl introduced Julie Langholdt, Dean of Student Advocacy and Accountability, who has been hard at work in this area. Langholdt presented the College's efforts in the area of mental health and wellbeing for students. Students have had increased struggles and stresses, especially since the pandemic, and what MCC is seeing within its student body is reflective of what is being seen across the nation.

Langholdt has worked with students for 25 years and is seeing an increase in student referrals referencing mental health struggles and challenges. Research suggests that psychological distress is related to reduced academic function, which is why MCC is addressing this issue. An MCC survey in 2020 (during the pandemic) indicated 36% of students reported anxiety and 33% of students reported having depression. Langholdt stressed that experiencing psychological distress does not necessarily mean a student is suffering from mental illness per se, but the student is struggling with mental wellbeing as they seek to lead a healthy, productive life and seek an education.

Langholdt shared what MCC is currently doing in this area and future plans to help with mental health and wellbeing. Currently, MCC has created several websites with various resources, offers regular trainings and workshops, and has advocacy and disability support counselors available for students. MCC will be using Higher Education Emergency Relief Funds (HEERF) dollars to support the following new initiatives: partnership with Methodist Community Counseling Program for free mental health counseling for students on campus, hiring a full-time Student Wellness Coordinator, and establishing a multidisciplinary committee to work with the Student Wellness Coordinator.

Reinhardt thanked Langholdt for sharing the College's efforts in the area of mental health and wellbeing and breaking down the stigma that often surrounds asking for and receiving help. Gottschall asked if the national studies are broken down by four-year college students versus two-year college students, to which Langholdt reported that the recent Lumina Gallup study looked at undergraduate, graduate, and community college students. She elaborated that the challenges MCC students face are different from the challenges traditional residential students face. Gottschall inquired about what MCC can do to help students with challenges transitioning from K-12 to higher education. Langholdt mentioned MCC has several things in place to support students transitioning to higher education, such as partnerships with community organizations, advocacy and disability counselors staying current on training to provide disability support services and appropriate accommodations, and Langholdt's team consults with faculty on students. Klein asked how Langholdt's department works with the MCC police department. She shared that the two departments work closely together and talk regularly. MCC is fortunate to have police officers with training on crisis intervention and risk assessment, and with a focus on community policing. Uhe mentioned Mental Health First Aid training (a national public education program), because a person is more likely to encounter someone in a state of mental distress than a person having a heart attack. Schmailzl reminded the Board that one challenge for MCC is being a metropolitan college, on multiple campuses, with a large population. Baker shared that when a faculty member has a student with a documented disability in class, Langholdt's office notifies the faculty member prior to the class starting with the student's accommodation needs and resources. Baker stated that when he was a student at MCC the opportunities for assistance were good back then, and he is impressed that MCC will be doing more. Hounsougbin thanked Langholdt on the students' behalf for having the services available and offering Wellness Wednesdays.

Brenda Schumacher, College Business Officer, reported that the upcoming audit for fiscal year 2021-22 will begin on July 11th and reviewed the timeline for the audit process. She followed up on the earlier audit report by explaining the process used to address a finding. Schmailzl stated the College's obligation to the auditors and the board is transparency. Uhe said it would be good to share the corrective actions with the board going forward.

Kay Friesen, Vice President for Operations, presented a renovation update on Building 10. Supply chain issues have slowed down the last steps before completion. Pictures of the current state of the building were shown. Operations and programming planning are running parallel to the construction. Refreshed classrooms and office spaces outside of the Digital Express opened for the summer quarter. The Digital Express soft opening is scheduled for the end of August; a ribbon-cutting will be held after fall quarter begins.

Hank Robinson, Vice President for Institutional Effectiveness, and Stan Horrell, Director of Campus Planning, provided an update on the pre-planning process in preparation for issuing an RFP for an updated master plan. Robinson stated that MCC does not face a crisis in space or programs. There are, however, innovations and equipment changes that will require some additional investments over the next ten years. An increase in

facility use will be seen due to enrollment growth due to higher rates of retention and the increase of high school students. The RFP for the master plan update will include a deeper dive into some things such as critical infrastructure, K-12 partnerships, industry involvement, and staffing adjustments called for by the Path Forward initiative. Key questions are: How does the Sarpy property influence everything the College is doing? How do we make sure what occurs at this location is done in tandem with the overall College direction? Robinson and Horrell shared images of preliminary platting work on the Sarpy property to convey the potential for future development. Business arrangements for use on the mixed-use site are still being considered, and potential partnerships are still emerging. Platting and zoning changes are required before development and permits can begin. The State requires a master plan to be on file with Nebraska's Coordinating Commission for Postsecondary Education (CCPE).

Reinhardt clarified that the slides are conceptional and emphasized the value of purpose-built facilities. Robinson added that having the slides drawn-out provides a sense of scale. Schmailzl reminded the board that this is a great opportunity to take in all the interests and then decide what needs to be done on the master plan. McDermitt inquired about Springfield and Gretna schools being part of dual enrollment at MCC. Robinson noted superintendents are excited and are prepared to answer parents' questions. Monahan mentioned commercial space and how other colleges across the nation are doing unique things with similar space and wondered if this was part of the planning process. Robinson indicated it has been part of the planning process, and part of the master plan will be figuring out the best model to use with public-private partnerships for this type of development. The RFP will come to the board in the next couple months, at which time Robinson and Horrell will discuss what will be in the RFP as compared with prior plans. This plan will likely be different as MCC wants to have a deeper understanding of issues that have been uncovered, and MCC has already completed much of the background research that is typically included in master planning contracts.

Uhe pointed out that in 15-20 years there will be programs that do not exist today, so the opportunities are immense. He asked about the timeframe for rezoning, platting, and the RFP. Horrell stated the RFP comes first but work on the zoning and platting is happening simultaneously. Schmailzl reminded the board that each campus location presents a different set of planning and zoning challenges. Gottschall asked if there are any barriers to our students being involved in the construction process as he would like to see MCC use this development as a learning opportunity.

Schmailzl informed the Board to let him know if there are topics they would like to have covered in future reports.

Agenda 3f — Regular Reports

No comments. No questions were asked.

Agenda 3g — Establishing the Calendar for the 2022-23 Budget

Dave Hohman, Legal Counsel to the Board, presented the updated 2022-23 Budget calendar with a proposed change to move the September 13 board meeting to September 27. The reason for this proposed change is to accommodate the new statutory requirement that requires political subdivisions, that expect to increase their property tax over the prior year at more than the allowable growth percentage, to participate in a joint public hearing at the county level. The Douglas County Clerk has scheduled the joint public hearing for September 21 with September 22 as a second meeting date, if needed. Moving the MCC Board of Governors meeting to September 27 will allow MCC to participate in the joint public meeting and not have to schedule a special meeting in September. The updated budget calendar adoption timeline is on the consent agenda as item 6k. The change in the meeting date is on the consent agenda as item 6m. Gottschall inquired about the allowable growth percentage, which Hohman stated is basically 2% plus the actual growth in new improvements in the county. Uhe stated he felt it was important to move the September meeting for transparency purposes and not to approve the budget before the joint public hearing.

Agenda Item 4 — Consent Agenda Items

Items remaining on the consent agenda are 6a, 6b, 6c, 6d, 6e, 6f, 6g, 6h, 6i, 6j, 6k, 6l, 6m.

Agenda 5 — Items Removed from Consent Agenda (if any)

No items were removed.

Agenda Item 6 — Action Agenda

Agenda Item 6a — Consideration of Approval of Minutes of May 24, 2022, Board of Governors' Meeting, Board Doc. 7863

Agenda Item 6b — Consideration of Resolution Approving Personnel Appointments and Separations, Board Doc. 7864

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>Name</u>	<u>Position</u>	<u>Contract Period</u>	<u>Contract Salary</u>
Anthony Blaser	Dual Enrollment Navigator	07/11/2022-06/30/2023	\$53,739.52
Scott Brewer	Mathematics Instructor	08/29/2022-05/26/2023	\$60,450.00
Brian Erdman	Coordinator of Workplace Safety	07/05/2022-06/30/2023	\$71,450.60
Racquel Henderson	Pathway Coordinator (Scholarship Program)	07/16/2022-06/30/2023	\$53,929.86
Zhongming Huang	Mathematics Instructor	08/29/2022-05/26/2023	\$78,722.00
Lance Johnson	Biology Instructor	08/29/2022-05/26/2023	\$80,274.00

Rachel Kingfisher	Pathway Coordinator	07/01/2022-06/30/2023	\$55,172.33
Stacia Payne	Continuing Education Coordinator II	07/01/2022-06/30/2023	\$52,749.00
Raymone Sazone	Dual Enrollment Navigator	07/16/2022-06/30/2023	\$50,533.83
Alyssa Wiese	Dual Enrollment Navigator	07/11/2022-06/30/2023	\$52,275.20
Jeffrey Williams	Student Resource Specialist (GtC)	07/11/2022-06/30/2023	\$54,717.44
Linda Williams	Coordinator of Architectural Drafting	07/05/2022-06/30/2023	\$54,579.20

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

<u>Name</u>	<u>Position</u>	<u>Effective Date</u>
Pamela Arellano	Adult Education Transition Coordinator	06/30/2022
Kristin Broyhill	Adult Education Program Facilitator	07/08/2022
Catherine King	Instructional Designer	06/03/2022
Yolanda Robinson	Director of the Contact Center	06/30/2022

Agenda Item 6c — Consideration of Resolution Authorizing the President to Continue to Operate the College Until the 2022-23 Budget is Approved, Board Doc. 7865

WHEREAS, a budget for 2022-23 has not yet been adopted; and,

WHEREAS, the Board of Governors wishes to continue to operate the College in an efficient manner, pending the adoption of the 2022-23 budget;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Governors of the Metropolitan Community College Area, pursuant to Neb. Rev. Stat. §§13-509.01 and 13-509.02, authorizes the President to expend any balance of cash on hand for the current expenses of the College and to continue operating the College under the 2021-22 Plan to Administer the Budget;

BE IT FURTHER RESOLVED, that the total expenditures authorized hereunder that are made prior to the adoption of the 2022-23 budget shall not exceed an amount equivalent to the total amount expended under the last budget in the equivalent period for the prior budget year; provided, however, that such expenditures may be exceeded upon the express finding by the Board of Governors that additional expenditures are necessary to enable the College to meet its statutory duties and responsibilities.

BE IT FURTHER RESOLVED, that the Board of Governors has determined that it is necessary to authorize expenditures in excess of an amount that is equivalent to the total amount expended under the last budget in the equivalent period for the prior budget year (and that such additional expenditures are necessary to enable the College to meet its statutory duties and responsibilities) and, accordingly, that the President be, and hereby is, authorized to increase expenditures under such a plan by no more than five percent (5%) provided such limit shall not apply to:

- a. Salary and fringe benefit increases for College personnel which might otherwise be established by the Board of Governors; and
- b. FICA, electricity, and fuel for any purpose.

BE IT FURTHER RESOLVED, that the total expenditures authorized hereunder shall be charged against appropriations for each individual fund or purpose as provided in the budget when adopted, and that nothing in this Resolution shall authorize expenditures by the College in excess of that otherwise permitted by Nebraska statute.

Agenda 6d — Consideration of Resolution Accepting the Independent Auditors' Reports on the Financial Statements and Single Audit Reports; and the Statements of Reimbursable Full-Time Equivalent Student Enrollment and Reimbursable Full-Time Equivalent Student Enrollment and Reimbursable Educational Units for the Year Ended June 30, 2021, Board Doc. 7866

BE IT RESOLVED, that the Board of Governors of Metropolitan Community College hereby accepts the Independent Auditors' Reports on the Financial Statements and Single Audit Reports; and the Statements of Reimbursable Full-Time Equivalent Student Enrollment and Reimbursable Educational Units for the year ended June 30, 2021, Board Doc. No.7866a, as presented by CliftonLarsonAllen, LLP.

Agenda 6e — Consideration of Resolution Amending Board of Governors' Policy 50101 (Student Services Mission), Second Reading, Board Doc 7867

BE IT RESOLVED by this Board of Governors of the Metropolitan Community College Area that it hereby amends Board Policy 50101 as is shown below (deletions stricken through and additions underlined):

50101 Student Services Mission

The College will provide services designed to contribute to each student's educational, career and personal development. These services may include counseling, placement, make-up and certification testing, academic advising, financial aid, career services, new student orientation and accommodations services for students with disabilities. Students are encouraged to take advantage of these services and to contact staff members of the Student ~~Services- Affairs~~ Division for assistance.

(Revised 4/28/15: / /)

Agenda 6f — Consideration of Resolution Amending Board of Governors' Policy 70101 (Regular Classified Employees Defined, Job Descriptions), Second Reading, Board Doc. 7868

BE IT RESOLVED by this Board of Governors of the Metropolitan Community College Area that it hereby amends Board Policy 70101 as is shown below (deletions stricken through and additions underlined):

70101 Definition - Regular Classified Employees; ~~Defined, Job Descriptions~~

Classified employees include all part-time and full-time non-exempt (from the overtime provisions of the Fair Labor Standards Act) College employees. Position descriptions exist for all classified positions and can be requested by calling the Human Resources Department. ~~College employees who are not employed in professional positions. Professional positions include administrative staff, support staff, and part time and full time faculty. Chapter Six of these policies applies to professional employees.~~

~~Non-temporary classified employees assigned to a full-time or part-time position (at least twenty (20) hours per week on a continuing basis) who have successfully completed their original or extended orientation periods as defined in Board Policy 70205, shall be considered as regular classified employees. All other classified staff members do not qualify as regular classified employees.~~

~~Job descriptions shall be on file in the Office of Personnel and Employee Relations and shall be attainable upon request.~~

(Amended / /)

Agenda Item 6g — Consideration of Resolution Amending Board of Governors’ Policy 90107 (Authority and Jurisdiction of Security Personnel and College Sworn Law Enforcement Personnel), Second Reading, Board Doc. 7869

BE IT RESOLVED by this Board of Governors of the Metropolitan Community College Area that it hereby amends Board Policy 90107 as is shown below (deletions stricken through and additions underlined):

90107 Authority and Jurisdiction of College Security Personnel and College Sworn Law Enforcement Personnel

In order to enhance the safety and security of individuals and property upon and around College campuses and other facilities owned or used by the College, the College President is authorized, within the limits of the approved College budget and on behalf of the Board of Governors and The Metropolitan Community College Area, (1) to employ non-sworn security officers and personnel, and (2) to establish and maintain a sworn law enforcement agency and to employ sworn law enforcement officers and personnel to serve within such agency. Any such sworn law enforcement agency shall be established and maintained pursuant to and in compliance with all applicable requirements of law.

~~*Before any such sworn law enforcement agency becomes operational, the Director of the College’s Department of Public Safety-The College Chief of Police shall ensure law enforcement agency compliance with Nebraska Crime Commission accreditation standards, as well as institutional compliance with the Jeanne Clery Disclosure of Campus Security Policy and Crime Statistics Act (Clery Act). The College Chief of Police shall also maintain*~~*develop* a complete manual of Standard Operating Procedures, which shall contain such procedures for the administration and operation of such law enforcement agency as may be approved or directed by the College President or his/her designee. Such manual of Standard Operating Procedures shall be revised, supplemented, and amended from time to time as may be approved or directed by the College President or his/her designee.

The authority and jurisdiction of College security personnel and College sworn law enforcement personnel shall be limited to College campuses and other facilities owned or used by the College. Such personnel additionally may engage in activities off of College campuses and other facilities owned or used by the College that are auxiliary or incident to their duties and responsibilities on College campuses and other facilities owned or used by the College.

(Adopted 6/22/10; Amended / /)

Agenda Item 6h — Consideration of Resolution Approving Purchase of CISCO Access Layer Switches, Board Doc. 7870

BE IT RESOLVED, that the Board of Governors of the Metropolitan Community College Area hereby approves the renewal purchase of Cisco Core Data Center Switches from Heartland Business Systems for an estimated cost of \$837,285.19 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.

Agenda Item 6i — Consideration of Resolution Approving Purchase of CISCO Core Data Center Switches, Board Doc. 7871

BE IT RESOLVED, that the Board of Governors of the Metropolitan Community College Area hereby approves the renewal purchase of Cisco Core Data Center Switches from Heartland Business Systems for an estimated cost of \$853,871.36 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.

Agenda Item 6j — Consideration of Resolution Approving the Sole Source Purchase of Softdocs Software, Board Doc. 7872

BE IT RESOLVED, that the Board of Governors of the Metropolitan Community College Area hereby approves the sole source purchase of software from Softdocs, for a five-year period at an estimated total cost of \$675,587.54, and authorizes the President to negotiate, sign and implement such agreement with Softdocs as he, in consultation with College legal counsel, may deem appropriate and in the best interests of the College.

Agenda Item 6k — Consideration of Resolution Establishing the Calendar for Adoption of the 2022-23 Budget, Board Doc. 7873

BE IT RESOLVED, by the Board of Governors of the Metropolitan Community College Area (MCCA) that in providing for the adoption of the 2022-23 budget and the establishment of the tax levy for same, in accordance with applicable requirements of Nebraska Statutes and rules and regulations promulgated thereunder, the Board of Governors does hereby find and determine that same can best be accomplished by establishing a schedule.

BE IT FURTHER RESOLVED, that the Board of Governors does hereby adopt and establish the following schedule:

FIRST: On or before Friday, July 22, 2022, the President of the College Area shall prepare a proposed budget statement in accordance with State Statutes, including §§ 13-504 and 13-505, on forms prescribed and furnished by the Auditor of Public Accounts and mail a copy of same to each member of the Board of Governors at his or her address as shown on the books and records of the College Area. Said instrument shall be clearly marked and identified as "President's Proposed Budget Statement—2022-23." Said proposed budget statement also shall include a calculation of restricted funds authority and an accounting of unused restricted funds authority to be carried forward and used in future years, if any, as well as forms of notice that must be given prior to any hearing or meeting on the proposed budget statement.

SECOND: On Tuesday, July 26, 2022, the Board of Governors shall meet at a time and place designated by the Chair of the Board for the purpose of reviewing the President's Proposed Budget Statement—2022-23, and for such other purposes as may be designated in the agenda. After review and consultation, the Board of Governors shall approve a proposed budget statement. Said instrument shall be clearly marked and identified as "MCCA Board of Governors' Proposed Budget Statement—2022-23," and shall be on a form prescribed and furnished by the Auditor of Public Accounts of the State of Nebraska in accordance with State Statute § 13-504 and shall contain the information described in "FIRST" above. The MCCA Board of Governors' Proposed Budget Statement shall be made available to the public by the College prior to publication of notice of hearing on said Proposed Budget Statement pursuant to State Statute § 13-506.

At the meeting on July 26, 2022, the Board of Governors shall also adopt a Plan to Administer the Budget for the fiscal year beginning July 1, 2022, and ending June 30, 2023, which Plan to Administer the Budget shall be predicated upon the MCCA Board of Governors' Proposed Budget Statement—2022-23.

THIRD: On or before Tuesday, August 16, 2022, or at least seven days (or such other number of days specified by applicable statutes) prior to one or more public hearings on the MCCA Board of Governors' Proposed Budget Statement—2022-23, the President shall cause the notice(s) to be published in the Omaha World-Herald in accordance with State Statutes, as appropriate, including § 13-506.

FOURTH: On Tuesday, August 23, 2022, the Board of Governors shall meet at the time(s) and place(s) specified in the notice(s) approved and published as aforesaid for the following purpose, among others, that might be set out in the agenda(s) for such meeting(s), to wit: For the purpose of holding one or more public hearings on the MCCA Board of Governors' Proposed Budget Statement—2022-23, including a hearing on such Proposed Budget Statement held separately from any regularly scheduled meeting in accordance with Neb. Rev. Stat. § 13-506, and taking such actions with respect to the Proposed Budget Statement, an

additional one percent (1%) of budgeted restricted funds pursuant to State Statute § 13-519(2), or other part(s) of the Proposed Budget Statement as specified in such meeting agenda(s). A written record shall be kept of such hearings and actions.

FIFTH: On or before Tuesday, September 20, 2022, or at least five days (or such other number of days specified by applicable statutes) prior to one or more public hearings on the MCCA Board of Governors' Proposed Budget Statement—2022-23, the President shall cause the notice(s) to be published in the Omaha World-Herald in accordance with State Statutes as appropriate, including State Statutes § 77-1630 through 77-1634.

SIXTH: If the College's anticipated property tax request exceeds the request for 2021-22 by more than the allowable growth percentage College representatives shall attend the joint public hearing facilitated by the Douglas County Clerk on September 21 and, if necessary, September 22.

SEVENTH: On or before Tuesday, September 27, 2022, the President shall prepare a written statement setting forth:

1. The total certified taxable value of the taxable property subject to levy within the College Area as provided by the county assessors; and

2. The exact amount, and number of cents on each one hundred dollars (\$100.00) on the taxable valuation of all property subject to the levy within the College Area, necessary to raise that portion of the budget revenue to be raised by taxation; and the President shall distribute a copy of said written statement to each member of the Board of Governors.

EIGHTH: On Tuesday, September 27, 2022, the Board of Governors shall meet at the time and place specified in the notice(s) approved and published as aforesaid for the following purposes, among others, that might be set out in the agenda for such meeting, to wit:

1. For the purpose of holding one or more public hearings, if necessary, on the MCCA Board of Governors' Proposed Budget Statement—2022-23, including any special public hearing on the property tax request. A written record shall be kept of such hearings.

2. For the purpose of adopting, or amending and adopting, the "MCCA Board of Governors' Proposed Budget Statement—2022-23," the instrument which is adopted, or amended and adopted, at this meeting shall be clearly marked and identified as "MCCA Board of Governors' Adopted Budget Statement—2022-23."

3. For the purpose of determining and fixing a property tax requirement and levying a tax on the taxable valuation of all property subject to the levy within the College Area as necessary to raise that portion of the budget which is to be raised by taxation, within the limits set forth in State Statutes, including, but not limited to, §§13-518 et seq., 77-3442 and 85-1517, setting out separately (i) the amount to be levied for the payment of principal or interest on bonds issued by the College and (ii) the amount to be levied for all other purposes; and to establish such tax requirement as the current year property tax request and to override any deemed request or levy adjustment under State Statute §§77-1630 through 77-1634, if necessary. Any reference in this paragraph 3 or elsewhere in this Resolution to State or Nebraska Statutes shall mean Nebraska Revised Statutes as adopted or amended from time to time.

4. For the purpose of considering adjustments, if any, to the property tax requirement or levy or otherwise, subject to the maximum allowable property tax levy under State Statutes, including §§85-1517 and 77-3442.

5. For the purpose of considering a property tax levy necessary for paying off bonds issued under §§85-1520 to 85-1527, a capital improvement and bond sinking fund, or for other permissible purposes pursuant to State Statute §85-1517.

6. For the purpose of considering total budgeted restricted funds, as defined in State Statute §13-518, of up to the amount allowed pursuant to State Statute §13-519, including consideration of an additional one

percent (1%) of budgeted restricted funds pursuant to State Statute §13-519(2) if necessary or appropriate.

7. For the purpose of considering the amount of prior years' unused restricted funds authority to be used to increase 2022-23 restricted funds authority.

8. For the purpose of considering the amount of unused restricted funds authority to carry forward from the current fiscal year to be used in future years, with any unused restricted funds authority in existence from any prior year.

9. For the purpose of correcting the Plan to Administer the Budget adopted by the Board of Governors on July 26, 2022, to reflect any changes in the MCCA Board of Governors Adopted Budget Statement—2022-23.

10. For the purpose of considering any other matters determined necessary or advisable.

NINTH: Certified taxable values as provided by the County Assessors pursuant to Neb. Rev. Stat. Section §13-509 shall be used in setting or certifying the tax levy. If final valuations shall not have been certified to and reviewed by the Board prior to the time it shall have fixed the amount of tax to be levied pursuant to Paragraph EIGHTH above, the Board shall use the preliminary valuation data available to it at the time in fixing the amount of the levy. The Secretary or Assistant Secretary of the Board of Governors, prior to certifying the amount to be received from personal and real property taxation to the respective Boards of Equalization of the four counties within the College area, shall review, or cause to be reviewed, the certified valuations to determine that they do not vary sufficiently from the valuations used by the Board so as to require a levy of a different amount in order to raise the amount of the Board's Adopted Budget Statement—2022-23 to be raised by taxation, and if such a variance does exist, pursuant to State Statute §13-508, to adjust the Board's levy so that the Board's levy is consistent with final valuations certified to the Board.

TENTH: On or before September 30, 2022, the Secretary or Assistant Secretary of the College Area shall certify a copy of the MCCA Board of Governors' Adopted Budget Statement—2022-23, together with the amount of tax required to fund the Adopted Budget (segregated between amounts necessary to pay interest and principal on bonded indebtedness and amounts needed for all other purposes), the number of cents on each one hundred dollars (\$100.00) on the taxable valuation of all property subject to the levy within the College Area as necessary to raise such amount, and all applicable proofs of publication, and shall cause same to be filed with the Boards of Equalization of Dodge, Douglas, Sarpy, and Washington Counties, Nebraska, and with the Auditor of Public Accounts of the State of Nebraska.

ELEVENTH: Within twenty days after adoption of the budget, if the MCCA Board of Governors' Adopted Budget Statement—2022-23 reflects a change from that shown in the notice approved and published in accordance with paragraph THIRD of this resolution, the President shall cause a summary of such change to be published in the Omaha World-Herald in accordance with State Statute §13-506.

TWELFTH: That on or before October 15, 2022, the Secretary or Assistant Secretary of the College Area shall certify a copy of the resolution setting the property tax request pursuant to State Statute §§77-1632 and 77-1633 and file the same with the Clerks of Dodge, Douglas, Sarpy, and Washington Counties.

BE IT FURTHER RESOLVED, as follows:

1. That the references in this resolution to the State Statutes are to sections of the Nebraska Revised Statutes, as amended from time to time.

2. That the preparation of the President's Proposed Budget Statement and the Board of Governors' adoption of the Proposed Budget Statement shall specifically include the amount to be raised from taxation. The setting of a levy shall be deferred until Tuesday, September 27, 2022, at the time of the adoption of the "MCCA Board of Governors' Adopted Budget Statement—2022-23" at which time the necessary information as to valuation in the College Area shall be more complete.

3. That the Secretary or Assistant Secretary of the College Area be, and hereby is, authorized and directed to certify a copy of this resolution and place same on file in the principal office of the Board of Governors.

4. That the officers of the College Area be, and hereby are, authorized and directed to take all steps reasonably necessary in order to carry out the intent of the Board of Governors as contained in this resolution and to assure compliance by the College Area with all applicable provisions of the Nebraska Budget Act and other statutes, rules and regulations applicable to the College Area's adoption and certification of its 2022-23 budget.

Agenda Item 6l — Consideration of Resolution Approving the Bid for Custodial Services for the Career and Academic Skills Center (CASC), Center for Advanced and Emerging Technology (CAET), and Construction Education Center (CEC), Board Doc. 7874

BE IT RESOLVED, that the Board of Governors of the Metropolitan Community College Area hereby accepts the bid for Fort Omaha Campus custodial services for the Career and Academic Skills Center (CASC), Center for Advanced and Emerging Technology (CAET), and Construction Education Center (CEC) buildings (Buildings 23, 24, and 25 respectively), for three years, with two one-year College options to extend, in an estimated amount of \$650,094.00, and authorizes the President to negotiate, sign and implement such agreement with BMI Janitorial Group, as the President, in consultation with College legal counsel, may deem appropriate and in the best interests of the College.

Agenda Item 6m — Consideration of Resolution Rescheduling the September 13, 2022, Board of Governors Meeting to September 27, 2022, Board Doc. 7875

WHEREAS, the Board of Governors meeting at which it will approve the College budget and property tax request is currently scheduled for September 13, 2022; and,

WHEREAS, in the event that the Board chooses to increase its 2022-23 property tax request to exceed its 2021-22 request by the more than allowable growth percentage, College representatives will be required to attend a joint public hearing on September 21 and, if necessary, September 22, to allow for public input before the Board may approve the property tax request; and,

WHEREAS, if the Board were to approve the budget and property tax request on September 13th with an increase in the property tax request over the 2021-22 property tax request that exceeds the allowable growth percentage state law would still require that the Board meet between the joint meeting and the end of September to finalize the budget and property tax request; and,

WHEREAS, the more prudent decision is to reschedule the Board meeting at which the Board will approve the budget and property tax request until September 27; and,

WHEREAS, pursuant to Board of Governors Policy 10501, a vote of a full majority of the Board (at least six votes) is required to change the date of a Board meeting.

NOW THEREFORE BE IT RESOLVED by this Board that it approves rescheduling the Board of Governors meeting currently scheduled for September 13, 2022, to September 27, 2022.

MOTION: Reinhardt moved to approve the consent agenda; McDermitt seconded the motion.

Adam Gotschall, yes
Philip Klein, yes
Linda McDermitt, yes
Maureen Monahan, yes
Zach Reinhardt, yes
Fred Uhe, yes
Brad Ashby, yes

Motion carried.

Agenda Item 7—Adjournment

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

Philip Klein, yes
Linda McDermitt, yes
Maureen Monahan, yes
Zach Reinhardt, yes
Fred Uhe, yes
Brad Ashby, yes
Adam Gotschall, yes

Motion carried. The meeting was adjourned at 8:24 p.m.

Linda McDermitt, Secretary, Board of Governors

Date



Date: June 17, 2022

Affidavit of Publication

METROPOLITAN COMMUNITY COLLEGE
PO BOX 3777
OMAHA, NE 68103

Date	Category	Description	Ad Size	Total Cost
06/23/2022	Legal Notices	NOTICE OF MEETING Notice is hereby given that t	1 x 0 L	175.62

NOTICE OF MEETING

Notice is hereby given that the Board of Governors of the Metropolitan Community College Area will meet on Tuesday, June 28, 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
ZNEZ

**Publisher of the
World Herald**

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 NOTICE OF MEETING Notice was published in said newspapers on the following dates:

06/17/2022

The First insertion being given ... 06/17/2022

Newspaper reference: 0000313982

Billing Representative

Sworn to and subscribed before me this Friday, June 17, 2022

Notary Public

Kimberly Kay Harris
NOTARY PUBLIC
Commonwealth of Virginia
Reg. No. 356753
Commission Exp. Jan. 31, 2025

Received
President's Office

JUN 27 2022

State of Virginia
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