

**MINUTES OF SPECIAL BOARD MEETING OF
MAY 3, 2021**

The Board of Trustees of Community College District 509, Counties of Kane, Cook, DuPage, McHenry and DeKalb, State of Illinois, convened a special meeting on Monday, May 3, 2021, in Building E, Room E100.01/Virtual.

1. Call to Order and Roll Call

Chair Redmer called the special meeting to order at 5:32 p.m., indicated that a quorum was present, and asked the recorder to call roll.

Trustees present: Dr. Redmer, Ms. Rakow, Mr. Meyer, Mr. Duffy, Dr. McCreary, Mr. Nowak, Dr. Ollayos and student trustee, Mr. Allen
All trustees attended in-person

Trustees absent: None.

ECC staff present: Dr. Sam, President; Dr. Wagner, VP Business & Finance;
Dr. Garber, VP Planning, Institutional Effectiveness and Technology;
Mr. Vazquez, General Counsel; Mr. Ray, Chief Human Resources Officer
and Ms. Kerruish, Recorder; ECC staff members and visitors attended
virtually.

2. Statement from the Chair regarding COVID-19 Disaster

On April 30, 2021, Governor J B Pritzker extended by 30 days, through May 29, 2021, the disaster proclamation relating to COVID-19 (Executive Order 2021-09). With the current mitigation status, this meeting will be conducted in-person. Since attendance at this meeting location is not feasible due to mitigation restrictions and limited seating due to social distancing requirements because of the COVID-19 disaster, members of the public may virtually attend this meeting.

On June 12, 2020, the Governor signed Public Act 101-0640 into law. This new law amends the Open Meetings Act to authorize public bodies to meet remotely without the otherwise required quorum present at the meeting place.

- 1. This authorization is only effective when the Governor has issued a disaster declaration that covers the jurisdiction of the public body.*
- 2. The head of the public body must make a determination that an in-person meeting is not practical or prudent due to a disaster. Our agenda states that there is a virtual component to this meeting as we adhere to the restrictions of the Phase 4 Recovery Plan.*
- 3. Roll Call will determine whether a trustee is attending in-person or virtually and confirm that all are able to hear each other during the meeting.*
- 4. Members of the public are welcome to attend in person or virtually.*
- 5. One member of the public body or the chief administrative officer or the chief legal officer must be present at the meeting place. Dr. Sam and Mr. Vazquez are in attendance at the meeting place.*
- 6. All votes must be by roll call.*
- 7. Notification has been provided in accordance with the Open Meetings Act.*
- 8. Both Open and Closed sessions of a virtual meeting of the public body must be recorded.*

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3. Preliminary Matters

Following the Pledge of Allegiance led by Mr. Allen, Trustee Duffy recited the Board Purpose.

4. President's Comments

Dr. Sam shared that ICCTA has announced Tim Kaar as the recipient of the 2021 Outstanding Full-Time Faculty Member Award. Taylor Vitacco has been chosen to receive ICCTA's 2021 Gigi Campbell Student Trustee Excellence Award.

5. Audience Wishing to Address the Board

There were no audience members wishing to address the Board.

6. Board Action No. 165-A-21, Resolution Adopting the Results of Consolidated Election Held April 6, 2021

Motion: Trustee Duffy moved to adopt the resolution.

Second: Trustee Nowak seconded the motion.

Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7; nay, 0; student trustee, aye; motion carried

7. Seating of Trustees Elect

Trustees Meyer and Redmer retained their seats for another six year term. Judge Donald J. Tegeler provided the oath of office to both re-elected trustees.

8. Affirmation of Service – All Trustees

In unison, the board stated the Elgin Community College Board of Trustees Affirmation of Service.

9. Election of Officers

A. Board Action No. 166-A-21, Election of Board Chair

Dr. Sam opened the floor to nominations for the office of Chair.

Motion: Trustee Duffy moved to nominate Trustee Rakow for Chair.

Second: Trustee Nowak seconded the motion.

Motion: Trustee Meyer moved to close nominations and cast a unanimous vote.

Second: Trustee Ollayos seconded the motion.

Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7; nay, 0; student trustee, aye; motion carried

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B. Board Action No. 167-A-21, Election of the Board Secretary

Dr. Sam opened the floor to nominations for the office of Secretary.

Motion: Trustee Rakow moved to nominate Trustee Redmer for Secretary.
Second: Student Trustee Allen seconded the motion.

Motion: Trustee Meyer moved to close nominations and cast a unanimous vote.
Second: Trustee Rakow seconded the motion.

Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7;
nay, 0; student trustee, aye; motion carried

C. Board Action No. 168-A-21, Election of Vice Chair

Dr. Sam opened the floor to nominations for the office of Vice Chair.

Motion: Trustee Ollayos moved to nominate Trustee Meyer for Vice Chair.
Second: Trustee Nowak seconded the motion.

Motion: Trustee Rakow moved to close nominations and cast a unanimous vote.
Second: Trustee Duffy seconded the motion.

Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7;
nay, 0; student trustee, aye; motion carried

10. Reorganization of the Board of Trustees

A. Approval of Chair's Appointments

- 1. Board Action No. 169-A-121, Appointment of the Treasurer,** approves the appointment of Dr. Kimberly Wagner as treasurer for a one-year term and affixes her compensation at \$1 per year. Trustee Meyer presented Dr. Wagner with \$1.

Motion: Trustee McCreary moved to approve the appointment.
Second: Trustee Ollayos seconded the motion.

Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7;
nay, 0; student trustee, aye; motion carried

- 2. Board Action No. 170-A-21, Appointment of Audit Firm Fiscal Year 2021,** approves the chair's reappointment of Sikich LLP to conduct the annual audit for fiscal year 2019. The fee for preparation of the fiscal year 2021 audit and financial statements should not exceed \$83,377.

Motion: Trustee Duffy moved to approve the recommendation.
Second: Trustee Nowak seconded the motion.

Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7;
nay, 0; student trustee, aye; motion carried

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- 3. Board Action No. 171-A-19, Appointment of Legal Counsel,** approves the appointment of law firms to act as legal counsel for the college.

Motion: Trustee Nowak moved to accept the recommendation.
Second: Trustee Redmer seconded the motion.
Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7; nay, 0; student trustee, aye; motion carried

- 4. Board Action No. 172-A-21, Appointment of Board Representatives and Liaisons,** approves the Board Chair's appointments to various committees of the college and external organizations as follows:

- Finance Committee; Chair, Trustee Nowak; Members, Trustees McCreary and Meyer
- ICCTA Representative, Trustee Duffy; Alternate, Trustee Ollayos
- ACCT Representative, Trustee McCreary
- Foundation Liaison, Trustee Ollayos
- Legislative Liaison, Trustees Rakow and Redmer
- Parliamentarian, Trustee Meyer
- Retreat Leader, Trustee McCreary

Motion: Trustee Meyer moved to accept the recommendation.
Second: Trustee McCreary seconded the motion.
Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7; nay, 0; student trustee, aye; motion carried

- B. Board Action No. 173-A-21, Confirmation of 2021 Schedule of Board Meetings, Elgin Community College, Regular, Committee of the Whole and Finance Committee**

Motion: Trustee Duffy moved to accept the recommendation.
Second: Trustee McCreary seconded the motion.
Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7; nay, 0; student trustee, aye; motion carried

- C. Board Action No. 174-A-21, Administrative Line of Succession During the President's Absence**

Motion: Trustee Ollayos moved to accept the recommendation.
Second: Student Trustee Allen seconded the motion.
Roll-Call Vote: Aye, Redmer, Rakow, Meyer, Duffy, McCreary, Nowak, Ollayos, 7; nay, 0; student trustee, aye; motion carried

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11. HB 3145

Trustees discussed HB 3145 – Community College Trustee Districts which passed in the Illinois State House. This bill amends the Public Community College Act and provides for the election of board of trustee members by trustee district rather than at large in community college districts with populations of 300,000 or more, other than Community College Districts 502 and 526. Discussion ensued about the positives and the negatives of this legislation. Trustee Meyer indicated his concerns, which include; all community college districts not included, if this is a good idea, all should be included; should this be mandatory or permissive; community colleges should be represented as a whole, not individual parcels of the district. Trustee Ollayos agreed and indicated that community college districts are a form of local government; and further stated that more conversation should have occurred in Springfield. Trustee Duffy indicated his opposition, stating that at the very least the language should be amended to make it permissive versus mandatory, with each community college district making their own decision for their district. Dr. Sam commented about the referendum and how all municipalities were invited to submit applications for the Public Safety Training Center, which was a cohesive process. He also stated that segmenting the district would be very divisive. Trustee McCreary commented that breaking the district down would create a more diverse representation on the board. Student Trustee Allen shared recent voting turn-out percentages, comparing ECC's election numbers to the turn-out for Chicago aldermen representation. He also indicated his support for this change, to provide for more minority representation. The ICCTA Board of Reps is meeting tomorrow and Trustees Duffy and Ollayos would like to provide feedback. Trustee Meyer indicated that this type of change to the law should be determined by a referendum and voters should decide.

- Motion:** Trustee Duffy moved to strongly oppose HB 3145 as written; send a letter of opposition to our Senators with a copy to be sent to ICCTA.
- Second:** Trustee Nowak seconded the motion.
- Roll-Call Vote:** Aye, Redmer, Rakow, Meyer, Duffy, Nowak, Ollayos, 6; nay, McCreary, 1; student trustee, nay; motion carried

12. Elgin Community College Foundation Golf Outing

The Foundation Golf Outing is scheduled for June 21. All trustees are encouraged to attend the dinner as not everyone golfs. Trustees discussed making a group contribution to the outing as a sponsorship. Donations will be provided to the Foundation.

13. Recess to Closed Session

- A. To consider the appointment, employment compensation, discipline, performance or dismissal of specific employees of the college...
- B. To consider collective negotiation matters...for one or more classes of employees...all pursuant to Chapter 5 of the *Illinois Compiled Statutes* Sections 12/2 (c) (1 and 2, respectively)

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Motion: Trustee Meyer moved to recess to closed session at 6:30 p.m.
Second: Trustee Nowak seconded the motion.
Roll-Call Vote: Aye, 7; nay, 0; student trustee, aye; motion carried

14. Reconvene Open Session

Adjournment

Motion: Trustee Nowak moved to adjourn the meeting at 7:42 p.m.
Second: Trustee McCreary seconded the motion.
Roll-Call Vote: Aye, 7; nay, 0; student trustee, aye; motion carried



Donna Redmer, EdD, Board Secretary



Diane Kerruish, Board Recorder