

**MINUTES OF REGULAR BOARD MEETING
JUNE 8, 2021**

The Board of Trustees of Community College District 509, Counties of Kane, Cook, DuPage, McHenry and DeKalb, State of Illinois, convened a regular meeting on Tuesday, June 8, 2021, in Building E, Room E100.01/Virtual.

1. Call to Order and Roll Call

Chair Rakow called the regular meeting to order at 6:30 p.m., indicated that a quorum was present, and asked the recorder to call roll.

Trustees present: Ms. Rakow, Mr. Meyer, Dr. Redmer, Mr. Duffy, Dr. McCreary, Mr. Nowak, Dr. Ollayos and student trustee, Mr. Allen.
Mr. Duffy participated virtually; all other trustees participated in-person.

Trustees absent: None.

ECC staff and Dr. Sam, President; Dr. Heinrich, VP Teaching, Learning & Student Development; Dr. Wagner, VP Business & Finance; Dr. Garber, VP Planning, Institutional Effectiveness and Technology; Ms. Kerruish, Recorder; and ECC staff members and visitors attended virtually.

2. Statement from the Chair regarding COVID-19 Disaster

On May 28, 2021, Governor J B Pritzker extended by 30 days, through June 26, 2021, the disaster proclamation relating to COVID-19 (Executive Order 2021-11). 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 Trustee Nowak, Trustee McCreary read the Board Purpose.

4. President's Report

- Dr. Sam recognized the presence of Professor Tarver / ECCFA and Ms. King / SSECCA.
- The first 1,000 fans attending the Kane County Cougars game June 29 will receive a baseball cap with the ECC logo on the back and Kane County Cougars logo on the front. As part of the sponsorship/promotion, an ECC student will facilitate the first pitch of the game and Spartacat will be in attendance.
- Congratulations to ECC Instructor of English, Chasity Gunn, named to the 2021 Academy of American Poet Laureate Fellows. She is also the inaugural Poet Laureate of Elgin.

5. Audience Wishing to Address the Board

Chair Rakow stated that various comments supporting and opposing the new Executive Director of Equity, Diversity and Inclusion position have been received and shared with the Board. The following individuals addressed the Board in person or virtually on this topic:

Ryan Kerr, Lori Clark, Manuel Salgado, Kim Tarver, Antonio Ramirez, Susan Timm, Dan Kernler, Kris Campbell, Stacy Shah, Luis Caballero, Alanis Munoz, Jonathan Fonseca, Rise Jones and Tanya Cabrera (in the chat feature).

Wendy Breitmeyer commented on the board action naming Dean's Suite H103 in Polly Nash's honor.

Anitra King addressed the Board regarding the SSECCA contract extension.

6. Board Reports

A. Committee of the Whole

Trustee Meyer reported on the June 7 Committee of the Whole meeting. There was a presentation on the American Rescue Plan / Financial Aid; and trustees received and discussed four ACCT presentation proposals to be considered for submission. The Board also discussed facility use by outside organizations, noting all organizations are treated equally and according to policy. The FY22 budget was received. Board Actions were reviewed and questions on the computer purchase and lab chairs were addressed. The SSECCA contract and 2022 salary adjustments were also covered, as well as the Equity, Diversity and Inclusion position. A discussion regarding Covid-19 mitigation protocols was held. The Board reviewed details on the upcoming retreat; and Chair Rakow commented on commencement exercises. Minutes of the Committee of the Whole meeting will be available on ECC's website (elgin.edu) following approval.

B. Illinois Community College Trustee Association (ICCTA)

On behalf of Trustee Duffy, Trustee Ollayos provided an ICCTA update. June 4 and 5 meetings/training sessions were attended by Trustees Duffy, Rakow, Redmer, McCreary and Ollayos. Materials were brought back for those who could not

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attend. Taylor Vitacco was awarded the 2021 ICCTA Gigi Campbell Outstanding Student Trustee Award and Tim Kaar received the Outstanding Full-Time Faculty award. ICCTA officers for 2021-2022 were presented at the Board of Representatives meeting. Jon Mooney, president; Dr. Maureen Dunne, vice president; Maureen Broderick, treasurer; and Bishop Wayne Dunning, secretary. Trustees were recognized for their service to ICCTA. ICCTA adopted its strategic plan. Continuing future regional meetings in a zoom format was discussed. A reminder about ACCT voting delegate was provided as two Illinois trustees are running for the ACCT board. The next full association meeting will be held in Springfield, September 10 and 11.

C. Association of Community College Trustees (ACCT)

Trustee McCreary stated ACCT will hold meetings later this week, after which she will submit a written report.

D. Legislative

Trustee Rakow provided the following update: During May, there were four legislative outreach instances and ongoing communication with members of the Illinois General Assembly to ask them to keep ECC on their budget priorities. It was noted that funds were re-appropriated for the FY 2022 budget. We will continue to work with our state senators and representatives to request approval and release of funds from the Governor's Office. Once released, ECC can receive approval from the Capital Development Board (CDB) to hire architectural services to develop the conceptual design of the manufacturing center. Work continues on scheduling meet and greets with our four new members of the General Assembly. On June 15 a meeting is scheduled with Representative Maura Hirschauer, 49th District. ECC continues to host the Northern Illinois Food Bank food pop-up markets. In May, two events were held, assisting 1,275 families. The Board and staff participated in 28 instances of community outreach activities. HB3438 passed both houses. ECC signed the letter of support to state legislators, given we already do this as part of our efforts to help students be successful. ECC has two advisors dedicated to undocumented students.

E. ECC Foundation

Trustee Ollayos reported the following: As of May 27, the Foundation raised \$794,121 in cash and pledges, achieving 110% of the FY21 goal. ECC retirees continue to be extremely generous as they seek to establish endowments and consider estate legacy gifts to support our students' academic endeavors. 80% of scholarship funds have been awarded for the 2020-21 academic year. Resources for Excellence Mini-Grants applications are open. The alumni Engagement Committee's Summer Event at Schaumburg Boomers is scheduled for July 24. Purses with Purpose interview day is June 28; and the 2021 Golf Classic will be held on June 21. The grants department began an outreach campaign to funders seeking support for the Student Success Coach program, totaling \$62,500 to date. The Illinois GEER Fund COVID relief allocation increased by \$50,000. The ECC Foundation Board of Directors held its annual meeting on June 3. The results of the feasibility study will be presented to the Foundation Board at their September 2 meeting. The ECC Foundation Board welcomed three new members: retirees Rick Green and Patrick Parks, and vice president of the Kane County Teacher's Credit Union, Sergio Rodriguez.

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F. Student Report

Due to final exams in May, Student Trustee Allen will report on May's activities at the next meeting.

The board recessed at 7:54 and reconvened at 7:59 p.m.

7. Board Action No. 192-A-21, Acceptance of College Reports

- A. Personnel (May)
- B. Treasurer (April)

College Reports Under Separate Cover

- C. Institutional Advancement and ECC Foundation (May)
- D. Community Engagement and Legislative Affairs (May/Annual)
- E. Marketing and Communications (quarterly)
- F. Student Success (quarterly)

Chair Rakow confirmed receipt, either attached or under separate cover, of the aforementioned written reports.

Motion: Trustee Meyer moved to accept the college reports.

Second: Trustee Nowak seconded the motion.

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

8. Public Hearing on Fiscal Year 2022 Budget

Chair Rakow opened the public hearing at 8:00 p.m. She asked three times if there was anyone present who wished to address the board of trustees regarding the budget. There was no one present wishing to address the board and the public hearing was closed at 8:01 p.m.

9. Board Action No. 193-F-21, Resolution to Adopt Fiscal Year 2022 Budget

Motion: Trustee Redmer moved to accept the action as presented.

Second: Trustee McCreary seconded the motion.

Trustee Meyer stated the Board was advised by administration prior to this meeting that there may be changes related to a truck driving trailer issue with the air conditioning system. Going forward, he would like to return to the Board being more proactive in their involvement with the budget process to allow for more informed decisions. Trustee Meyer indicated that, on balance, this is an excellent budget. Chair Rakow noted that the memorandum received with the budget was very helpful.

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

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10. Board Action No. 194-A-21, Consideration of Ratification of the Agreement Between the Board of Trustees of Community College District 509 and the Support Staff of Elgin Community College Association (July 1, 2021 – June 30, 2023)

Motion: Trustee McCreary moved to accept the action as presented.

Second: Trustee Ollayos seconded the motion.

Trustee Meyer commented on the contract and the Korn Ferry wage study which addressed salary inequities. The Board accepted Korn Ferry's recommendations, however Trustee Meyer stated this contract fails to address other issues. There are SSECCA employees receiving salaries over the maximum for their positions, and there is a concern about salaries in this contract exceeding a 4% increase, which will compound the problem going forward. Trustee Meyer added that the Board agreed salary increases should not exceed 3%, and this contract is therefore not acceptable. Trustee Nowak agreed with Trustee Meyer's comments. Trustee McCreary stated employees should be paid fairly and equitably, and it is important to support this contract.

Roll-Call Vote: Aye, 5; Rakow, Redmer, Duffy, McCreary, Ollayos;
Nay, 2; Meyer, Nowak; student trustee Allen, aye; motion carried

11. Consent Agenda

The following item was removed from the Consent Agenda prior to action by Chair Rakow:

Q.3 Board Action No. 218-P-21, New Hire, Executive Director, Equity, Diversity and Inclusion, Mr. Anthony Ramos

Chair Rakow read the following consent agenda items:

- A. Board Action No. 195-A-21, Minutes of the Special Meeting May 3, 2021**
- B. Board Action No. 196-A-21, Closed Session Minutes of the Special Meeting May 3, 2021**
- C. Board Action No. 197-A-21, Closed Session Minutes of the Committee of the Whole Meeting of May 10, 2021**
- D. Board Action No. 198-A-21, Minutes of the Regular Board Meeting of May 11, 2021**
- E. Board Action No. 199-A-21, Destruction of Audiotape of Closed Session Meeting of October 8, 2019**
- F. Board Action No. 200-F-21, Ratification of Report of Expenses**
- G. Board Action No. 201-A-21, Naming of Dean's Suite H103 – Polly Nash Memorial Dean's Suite**
- H. Board Action No. 202-A-21, Fiscal Year 2022 Salary Adjustment and Insurance Contribution Rate for Administrative Employees**
- I. Board Action No. 203-F-21, Transfer to Internal Service Fund**
- J. Board Action No. 204-A-21, Renewal of Youth Leadership Academy Agreement (YLA)**
- K. Board Action No. 205-F-21, Higher Education Emergency Relief Funds Student Aid Distribution Plan**

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- L. Board Action No. 206-A-21, Amendment to Settlement Agreement in Community Unit School District 300, et al. v. Village of Hoffman Estates, et al., Case No. 2018 CH 12683, Cook County Circuit Court, State of Illinois**
- M. Board Action No. 207-A-21, Resolution to Adopt Wetland Financial Plan**
- N. Board Action No. 208-A-21, Amended 2021 Schedule of Board Meetings**
- O. Board Action No. 209-A-21, Trustees' Out-of-State Attendance at the Association of Community College Trustees Meeting**
- P. Purchases**
 - 1. Board Action No. 210-M-21, Advertising Services – Effectv**, authorizes the administration to contract for advertising services from Effectv (Comcast) (Boston, MA) in the amount of \$85,700.
 - 2. Board Action No. 211-M-21, Advertising Services – Hulu**, authorizes the administration to contract for advertising services from Hulu (Santa Monica, CA) in the amount of \$40,000.
 - 3. Board Action No. 212-M-21, Advertising Services – Paddock Publications**, authorizes the administration to contract for advertising services from Paddock Publications (Carol Stream, IL) in the amount of \$28,300.
 - 4. Board Action No. 213-A-21, Computer Purchase**, authorizes the administration to purchase iPad and accessories direct from the manufacturer, Apple Inc. (Austin, TX) in the amount of \$66,858.40.
 - 5. Board Action No. 214-B-21, Computer Classroom and Lab Chair Purchase**, authorizes the administration to purchase task chairs for computer classrooms and labs from Garvey's Office Products (WoodDale, IL) in the amount of \$44,757.59.
 - 6. Board Action No. 215-B-21, Waste Removal Services**, authorizes the administration to contract for waste removal services for the lowest responsible bidder, with Groot (Elgin, IL), in the amount of \$58,007.16 annually, \$174,021.48 for three years. The contract will be for three years with the option for two (2) additional one-year terms.
- Q. Personnel**
 - 1. Board Action No. 216-P-21, New Hire, Instructor of Heating, Air Conditioning, Ventilation and Refrigeration, Mr. Reyes Estrada, Jr.**
 - 2. Board Action No. 217-P-21, New Hire, Instructor of Culinary Arts, Mr. Lucas Wagner**
 - 4. Board Action No. 219-A-21, Resolution of Appreciation, Retiree, Ms. Sally Guy**

Motion: Trustee Ollayos moved to approve the consent agenda as presented.

Second: Trustee Nowak seconded the motion.

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

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Other

Q.3 Board Action No. 218-P-21, New Hire, Executive Director, Equity, Diversity and Inclusion, Mr. Anthony Ramos

Motion: Trustee McCreary moved to approve the agenda item as presented.

Second: Trustee Redmer seconded the motion.

Trustee McCreary expressed her support of the Equity, Diversity and Inclusion position, stating it will help bring ethical change to systems we operate in each day. She also conveyed her support of Mr. Ramos as the candidate selected to serve in this role, indicating she is familiar with his strong skills and qualities. Trustee Redmer also expressed her support for this position, adding that throughout the course of 12 years as an ECC trustee, she has realized the importance of this position, which has been under study and research for several years. Trustee Ollayos commented on differing perspectives, identifying improvements and appreciated the comments brought to the Board. Trustee Duffy indicated that this hire is about personal dignity for all as outlined by our forefathers over 200 years ago. Student Trustee Allen indicated it is the College's duty to change with the world regarding equity, diversity and inclusion. Trustee Meyer indicated that all trustees hold these values. He shared concerns raised by the community regarding this position and ideologies. He further inquired as to what we are trying to address with the addition of this position. He also shared his concerns about the job description that was shared with the Board. Dr. Sam indicated that the addition of this position will coordinate all the EDI activities that are happening in all areas at ECC. We know that this will be a part of the accreditation process in the future. It is the right thing to do at this time. These discussions began long ago internally and is integral to our strategic plan. This position reports to the president and there will be absolutely nothing that will occur to undermine the good things that ECC is already doing. Trustee Nowak indicated he agrees with Trustee Meyer regarding the need for this position as staff are currently handling this work. Trustee McCreary indicated the need for this position to dive into our systems and locate issues that we may not see or recognize. She also shared a personal experience encountered as a child. Trustee Rakow indicated her appreciation of the healthy discussion and stated that strategic leadership is needed for EDI to align with our strategic plan, mission and shared values. ECC does well on many fronts but this role will enhance planning and coordinating of many efforts that already exist. Trustee Rakow requested that written comments received on this topic, as well as Dr. Sam's written comments be included with the minutes related to this discussion. (See Appendix). As with other areas within the College, a quarterly report will be provided related to diversity, equity and inclusion activities.

Roll-Call Vote: Aye, 5; Rakow, Redmer, Duffy, McCreary, Ollayos;
Nay, 2; Meyer, Nowak; student trustee Allen, aye; motion carried

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12. Old Business

There was no old business reported.

13. New Business

A. Covid-19 Mitigation Protocols

Motion: Trustee Meyer moved to provide that it is the policy of Elgin Community College and the District 509 Board of Trustees that the COVID-19 mitigation policies and protocols of the College shall be no more stringent than and shall mirror only those policies and practices which are applicable and mandated by the CDC, the IDPH, the Kane County Health Department, or other applicable law.

Second: Trustee Nowak seconded the motion.

Dr. Sam stated the College always adheres to government requirements and works hard to ensure ECC is safe. The Covid-19 situation is continually monitored, and options are weighed at all times. He added that we are currently going through a transitional period and it is possible we may remove restrictions completely in the near future. A report will be provided to the Board on progress made as we continue to evaluate conditions. A lengthy discussion ensued among trustees about Covid-19 protocols, particularly mask requirements.

Trustee McCreary then called the question.

Trustee Meyer objected to the question being called.

Chair Ralow indicated that a roll-call vote would be taken regarding the objection to calling the question.

Roll Call Vote: Aye, 3; McCreary, Redmer, Duffy; nay, 4; Meyer, Nowak, Ollayos, Rakow; student trustee Allen, aye; motion failed.

Discussion continued. Trustee Meyer stated that we have followed the science all along and should continue to do so at this time regarding these protocols. Dr. Sam indicated the College has done a great job with Covid-19 protocols and mitigation over the past 15 months; and staff should be afforded the opportunity to address all applicable mitigations pertaining to community colleges to determine next steps. Trustee Ollayos recommended an amendment to the motion to be effective July 1, 2021. Chair Rakow stated she does not want to restrict the Covid-19 team as we are currently in a transition time with Covid-19 and protocols seem to change daily. Trustee Nowak stated that ECC cannot be different than everyone or everywhere else.

Motion: Trustee Meyer moved to provide that it is the policy of Elgin Community College and the District 509 Board of Trustees that, no later than July 1, 2021, the Covid-19 mitigation policies and protocols of the College shall be no more stringent than and shall mirror only those policies and practices which are applicable and mandated by the CDC, the IDPH, the Kane County Health Department, or other applicable law.

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Second: Trustee Nowak seconded the amended motion.

Roll Call Vote: Aye, 5; Rakow, Meyer, Redmer, Nowak, Ollayos; nay, 1; McCreary; student trustee Allen, aye; motion carried (Mr. Duffy was not present for the roll call vote, as his connection dropped)

Adjournment

Motion: Trustee Ollayos moved to adjourn the meeting.

Second: Student Trustee Allen seconded the motion.

Roll Call Vote: Aye, 6; Rakow, Meyer, Redmer, McCreary, Nowak, Ollayos; nay, 0; student trustee Allen, aye; meeting adjourned at 9:25 p.m.



Donna Redmer, EdD, Board Secretary



Diane Kerruish, Board Recorder