

**ALABAMA COMMUNITY COLLEGE SYSTEM BOARD OF TRUSTEES
MINUTES OF THE MEETING HELD ON
THURSDAY, SEPTEMBER 17, 2015, 10:02 A.M.**

The Alabama Community College System Board of Trustees (also referred to herein as the Board) held a meeting at 10:02 a.m. on Thursday, September 17, 2015, in the Board Room of the Alabama Community College System building in Montgomery, Alabama. The meeting was called in accordance with Act No. 2015-125.

**PRESIDING: MR. AL THOMPSON
VICE PRESIDENT**

The meeting was called to order by Mr. Thompson. The Pledge of Allegiance followed the invocation by Dr. Gary Branch, President, Faulkner State Community College.

On roll call, the following Board members were present:

Mr. Al Thompson
Mr. Ron Fantroy
Mrs. Susan Foy (by phone)
Mr. Frank Caldwell
Mrs. Crystal Brown
Mr. Milton Davis
Mr. Chuck Smith
Mr. Blake McAnally
Mrs. Mary Scott Hunter (by phone)

Also present was Dr. Mark Heinrich, Chancellor of the Alabama Community College System. Absent was Governor Robert Bentley.

APPROVAL OF AGENDA

Chancellor Heinrich recommended the addition of the Conflict of Interest Resolution and Statement as item VIII.A.5. On motion by Mr. Davis, second by Mrs. Brown, the agenda was approved unanimously as amended.

APPROVAL OF MINUTES

On motion by Mrs. Brown, second by Mr. Caldwell, the Board voted unanimously to adopt the Minutes of the August 12, 2015 meeting as presented.

**SECTION VI
PUBLIC COMMENT**

There were no individuals registered to speak during the Public Comment portion of the meeting.

**SECTION VII
(INSTRUCTIONAL AND STUDENT SERVICES, FACILITIES, FISCAL, INFORMATION
TECHNOLOGY, ADULT EDUCATION, AND WORKFORCE DEVELOPMENT)**

ADOPTED

On motion by Mrs. Brown, second by Mr. McAnally, the Board voted unanimously to approve the following ten (10) items:

BEVILL STATE COMMUNITY COLLEGE
BOND REFUNDING

The Board authorized the issuance of its approximately \$4,201,000 Bevill State Community College Revenue Refunding Bond, Series 2015A, and its approximately \$5,742,000 Bevill State Community College Revenue Refunding Bond, Series 2015B for the purpose of refunding the State Board of Education's Bevill State Community College Revenue Bonds, Series 2005 and 2007. Other details of the said Series 2015A and 2015B Bonds will be set forth in a resolution. Fiscal consideration: \$727,225 – Approximate savings on the refunding (net present value)

FAULKNER STATE COMMUNITY COLLEGE
ASSOCIATE IN APPLIED SCIENCE DEGREE AND CERTIFICATE AWARD IN
AIRFRAME TECHNOLOGY

The Board approved Faulkner State Community College's application for an Associate in Applied Science Degree and Certificate Award in Airframe Technology to be implemented Spring Semester 2016. Fiscal consideration: The College projects that a total of \$4,964,896 in estimated new funds will be required to support the proposed program, and a total of \$5,247,623 will be available through internal allocations, tuition, and extramural funds.

FAULKNER STATE COMMUNITY COLLEGE
ASSOCIATE IN APPLIED SCIENCE DEGREE AND CERTIFICATE AWARD IN
AVIONICS TECHNOLOGY

The Board approved Faulkner State Community College's application for an Associate in Applied Science Degree and Certificate Award in Avionics Technology to be implemented Spring Semester 2016. Fiscal consideration: The College projects that a total of \$943,210 in estimated new funds will be required to support the proposed program, and a total of \$1,050,995 will be available through internal allocations, tuition, and extramural funds.

FAULKNER STATE COMMUNITY COLLEGE
ASSOCIATE IN APPLIED SCIENCE DEGREE AND CERTIFICATE AWARD IN
POWERPLANT TECHNOLOGY

The Board approved Faulkner State Community College's application for an Associate in Applied Science Degree and Certificate Award in Powerplant Technology to be implemented Spring Semester 2016. Fiscal consideration: The College projects that a total of \$3,772,690 in estimated new funds will be required to support the proposed program, and a total of \$3,984,131 will be available through internal allocations, tuition, and extramural funds.

NORTHWEST-SHOALS COMMUNITY COLLEGE
ADDITIONAL AUTHORIZATION ON CONSTRUCTION PROJECT – 54.320.2013.007

The Board granted Northwest-Shoals Community College authorization to expend additional funds for the college's HVAC replacement project. Fiscal consideration: \$140,605 (remaining Revenue Bond funds)

WALLACE STATE COMMUNITY COLLEGE – HANCEVILLE
ADDITION OF INSTRUCTIONAL SITE

The Board approved an additional instructional site for Wallace State Community College – Hanceville located at the Oneonta Armory. Fiscal consideration: The operation of this site proposed herein is within the budget of the college.

GEORGE CORLEY WALLACE STATE COMMUNITY COLLEGE – SELMA
ADDITION OF INSTRUCTIONAL SITES

The Board approved two additional instructional sites for Wallace State Community College – Selma located at Selma High School and the Dallas County Career Technical Center. Fiscal consideration: The operation of these sites proposed herein is within the budget of the college.

ALABAMA COMMUNITY COLLEGE SYSTEM INSTITUTIONS
2015 – 2016 BUDGETS

The Board approved the 2015-2016 budgets as presented by the Chancellor for the community and technical colleges, Alabama Technology Network (ATN) and Marion Military Institute (MMI). Fiscal consideration: The total 2015-2016 projected revenue for the twenty-five community and technical colleges, Alabama Technology Network (ATN) and Marion Military Institute (MMI) is \$915,187,530.

ALABAMA COMMUNITY COLLEGE SYSTEM OFFICE
2015 – 2016 BUDGET

The Board approved the 2015-2016 budget for the Alabama Community College System Office and limited expenditures to available revenues. Fiscal consideration: The total amount of the 2015-2016 budget is \$65,591,451 based on appropriations, estimated federal grants and contracts, and estimated fee collections.

ALABAMA COMMUNITY COLLEGE SYSTEM
ALLOCATION OF 2015-2016 INDUSTRY CERTIFICATION INITIATIVE FUNDS
(CAREER COACHES)

The Board authorizes the allocation of a portion of the 2015-2016 Industry Certification Initiative Funds for the Career Coach program as outlined below. Fiscal consideration: \$600,000 – 2015-2016 Industry Certification Initiative Funds

\$30,000	Bishop State Community College
\$30,000	Calhoun Community College
\$30,000	Central Alabama Community College
\$30,000	Chattahoochee Valley Community College
\$30,000	Drake State Community and Technical College
\$30,000	Gadsden State Community College
\$30,000	Ingram State Technical College
\$30,000	Jefferson Davis Community College
\$30,000	Jefferson State Community College
\$30,000	Lawson State Community College
\$30,000	Lurleen B. Wallace Community College
\$30,000	Northeast Alabama Community College
\$30,000	Northwest-Shoals Community College
\$30,000	Reid State Technical College
\$30,000	Snead State Community College
\$30,000	Southern Union State Community College
\$30,000	Trenholm State Community College
\$30,000	Wallace Community College – Dothan
\$30,000	Wallace State Community College – Hanceville
\$30,000	Wallace State Community College – Selma

SECTION VIII
(EXECUTIVE, LEGAL AND PUBLIC INFORMATION)

ADOPTED

On motion by Mr. Davis, seconded by Mr. Fantroy, the Board voted unanimously to approve the following five (5) items:

CENTRAL ALABAMA COMMUNITY COLLEGE
LEASE AGREEMENT

The Board authorized the Interim President at Central Alabama Community College – Alex City to enter into a three-year renewable lease agreement with Elite Fitness located on the Alex City Campus. Fiscal consideration: The lease will generate approximately \$12,000 per year.

FAULKNER STATE COMMUNITY COLLEGE
NAMING OF FACILITY

The Board authorized Faulkner State Community College to name the Performing Arts Pavilion Stage on the Fairhope Campus the Halstead Amphitheater in honor of Mrs. Otilie Halstead. Fiscal consideration: None

MARION MILITARY INSTITUTE
FOUNDATION BOARD OF ADVISORS MEMBERSHIP

The Board appointed Leslie Sanders and William F. “Noopie” Cosby, Jr., to the Marion Military Institute Foundation Board of Advisors as provided by state law. Fiscal consideration: None

SHELTON STATE COMMUNITY COLLEGE
DONATION OF LAND

The Board authorized the President of Shelton State Community College (“Shelton State” or “College”) to accept on behalf of the Board of Trustees of the Alabama Community College System an outright donation of approximately six acres of land (“Property”) located within the South Industrial Park of the City of Demopolis (“City”) from the Demopolis Industrial Development Board (“DIBD”) pursuant to the substantive terms included in the Letter of Intent, dated June 24, 2015, from the DIBD to Shelton State. Fiscal consideration: None

ALABAMA COMMUNITY COLLEGE SYSTEM BOARD OF TRUSTEES
CONFLICT OF INTEREST RESOLUTION AND STATEMENT

The Board adopted the following resolution and statement:

RESOLUTION ADOPTING REQUIREMENT THAT ALL MEMBERS OF THE ALABAMA COMMUNITY COLLEGE SYSTEM BOARD OF TRUSTEES EXECUTE A CONFLICT OF INTEREST STATEMENT

BE IT RESOLVED by the Board of Trustees of the Alabama Community College System (herein called the "Board"), as follows:

1. Pursuant to the organizational requirements of Alabama Act 2015-125 (the “ACT”) Members of the Board of Trustees for the Alabama Community College System (the “Board”) were administered the oath of public office prescribed by the Alabama Constitution prior to commencing their service on May 27, 2015.

2. Although the Board has not passed or approved policies or procedures by express action of the Board, the Act and Alabama Law provide the Board with a clear mandate and legal prohibition against the Trustees engaging in a conflict of interest. The Act specifically provides that “all members appointed by the Governor shall be free from any contractual, employment, personal, or familial interest in the Alabama Community College System.” In addition, each Trustee is required to file a disclosure statement and/or statement of economic interest as required by the Alabama Ethics law codified in §36-25-1 through 36-25-30, Code of Alabama, 1975, as amended for the previous calendar year with the State Ethics Commission. The Act expressly provides that each Trustee is subject to the State Ethics Law.

3. Prior to commencing service as Member of the Board, each Trustee took the oath of public office before being seated as a Trustee which obligated each member and demonstrated

each member's acceptance of these important laws pertaining to prohibitions, restrictions, and elimination of conflicts of interest in matters pertaining to the Alabama Community College System.

4. In order to enhance the Trustee's awareness of these laws and conflict of interest provisions, the Executive Director of the Alabama Ethics Commission presented an overview of the applicable ethics law and provided each member with an ethics law handbook at the May 27, 2015 organizational meeting of the Trustees. The Trustees were summarily cautioned and advised by the Commissioner of the importance of avoiding the appearance of impropriety.

5. Alabama's two-year accredited colleges are subject to compliance with the principles and standards promulgated by the Southern Association of Colleges and Schools Commission on Colleges. The accreditation standards require that the Board, as the colleges' governing board, have a policy addressing conflict of interest for its members. The accreditation standards further require that the governing board be free from undue influence from political, religious, or other external bodies and protect the institution from such influence.

6. In order to further provide for the compliance by the Board with the institutional accrediting authorities, agencies and/or bodies conflict of interest rules and standards and as contemplated by the Act, the execution and delivery by each Trustee of a formal Conflict of Interest Statement be, and the same is, hereby directed, authorized and approved. Each member of the Board of Trustees is hereby directed to execute and deliver a Conflict of Interest Statement, which shall be in substantially the form attached hereto and presented at the meeting at which this Resolution is adopted.

CONFLICT OF INTEREST STATEMENT

The standard of behavior for the Alabama Community College System and its Board of Trustees is that all board members scrupulously avoid conflicts of interest between the interests of the Alabama Community College System on one hand, and personal, professional, and business interests on the other. This includes avoiding potential and actual conflicts of interest, as well as perceptions of conflicts of interest.

I understand that the purposes of this policy are to protect the integrity of the Alabama Community College System and its institutions. The Alabama Community College System's decision-making process should enable and ensure our constituencies to have confidence in our integrity, and to protect the integrity and reputations of volunteers, staff and board members. Upon or before my appointment, I will make a full, written disclosure of interests, relationships, and holdings that could potentially result in a conflict of interest. This written disclosure will be kept on file and I will update it as appropriate. I understand that the purposes of this policy are to protect the integrity of the public office I hold and the Alabama Community College System.

In the course of meetings or activities, I will disclose any interests in a transaction or decision where I (including my business or other nonprofit affiliations), my family and/or my significant other, employer, or close associates will receive a benefit or gain. After disclosure, I understand that I will not be permitted to vote on the question.

I understand that this policy is meant to supplement good judgment, and I will respect its spirit as well as its wording.

Trustee

Date: _____

SECTION IX (SUBSIDIARY ITEMS OR OTHER BUSINESS)

The Chancellor announced the resignations of Dr. Douglas Littles, President of Reid State Technical College, and Dr. Andrea Mayfield, President of Shelton State Community College.

Orientation for the new Board of Trustees continued with presentations on updates on facilities and the legislative process.

SECTION X
(CHANCELLOR'S REPORT)

The Chancellor introduced Jeff Rhodes, Acting President of Reid State Technical College and new employees of the System Office: Fermon Grays, Executive Director for Information Technology; Janet Kincherlow-Martin, Interim Executive Director for Marketing and Public Relations; and Allaina Robinson, Secretary for Private School Licensure. The Chancellor recognized Hap Mahaffey with Central Alabama Community College who assists ACCS in legislative matters. The Chancellor recognized Dr. Glenda Colagross for her work on the Change of Governance Substantive Change for SACSCOC Accredited Institutions.

DATE AND LOCATION OF NEXT MEETING

The next Board meeting will be held at 10:00 a.m. on Tuesday, October 20, in the ACATT Theater of T. A. Lawson State Community College in Birmingham, Alabama. A work session will follow at 1:00 p.m. in the ACATT Theater of T. A. Lawson State Community College in Birmingham, Alabama.

ADJOURNMENT

The Board meeting was adjourned at 11:04 a.m.

Vice President

Chancellor