

**BOARD OF TRUSTEES
EASTERN IOWA COMMUNITY COLLEGE DISTRICT
January 26, 2009**

The Board of Trustees of the Eastern Iowa Community College District (Merged Area IX) met in Regular Session on January 26, 2009, in the Ellis Vetter Room at 306 West River Drive, Davenport, Iowa. President Robert Gallagher called the meeting to order at 7:00 p.m. with the following directors present: Kendra Beck, John Frampton, Bill Phelan, Milton Shaw, Shirley Stewart, Bill Vetter. Absent: Dr. Joseph D'Souza, Mary Lou Engler.

Minutes from the December 15, 2008, Regular Board meeting had been mailed to the Board members for their review. Director Frampton moved, seconded by Director Phelan, to approve the minutes as submitted. Ayes: all. Nays: none. Motion carried.

Richard Winkel, managing partner for Clifton Gunderson, LLP, reported on the audit his firm conducted of EICCD. The audit resulted in a clean opinion with no findings.

Director Stewart moved, seconded by Director Beck, to accept the audit report and to place it on file. Ayes: all. Nays: none. Motion carried.

Director Frampton reported on IACCT activities. He noted that IACCT is discussing its budget and looking for cost savings in light of the cuts community colleges are taking. He reported that construction on the new IACCT office building in Des Moines continues, and that fewer Iowa trustees will be attending the ACCT National Legislative Summit this year.

Chancellor Keir asked Rich Horst to discuss the future of the Capitol Theatre. Mr. Horst reviewed the history of the attempts to renovate the theatre and described the progress made recently. Capitol Theatre, LLC, is a new group of investors who would like to renovate and operate the theatre. To make the project possible, the Capitol Theatre would need to be a legally separate property from the Kahl Building. Curt Beason, attorney for Capitol Theatre, LLC, reviewed the investor group's request to transfer ownership of the theatre from EICCD to Capitol Theatre, LLC. A subcommittee of the Board (Directors Gallagher, Phelan and Vetter) had been involved in discussions with Capitol Theatre, LLC, and had recommended that the Board move forward.

The Board was asked to approve a series of resolutions related to the transfer:

RESOLVED, that the District transfer the Capitol Theatre to Capitol Theatre, LLC pursuant to the Capitol Theatre Transfer Agreement presented to the Board for review;

FURTHER RESOLVED, Dr. Patricia A. Keir, Chancellor, is hereby authorized to execute the Capitol Theatre Transfer Agreement and any and all other documents on behalf of the District and to take any and all other actions she deems necessary to effectuate the transactions contemplated by the Capitol Theatre Transfer Agreement; and

FURTHER RESOLVED, that the transfer and assignment of the District’s interest in Agreement of Lease dated December 17, 2007 (the “Lease”) by and between the District and NVents, LLC to Capitol Theatre, LLC is hereby approved.

Director Vetter moved, seconded by Director Phelan, to adopt the resolutions as written. Ayes: all. Nays: none. Motion carried.

Chancellor Keir asked Carol Hall, the District’s chief information officer, to explain the proposed technology infrastructure update plan. Ms. Hall shared the proposed plan and explained the need for the update, particularly in terms of security and redundancy for the network, the age of the current system, and enhanced opportunities for new teaching technologies. Anticipated cost for the project is \$4.2 million, with \$1.5 million allocated from the bond referendum. Balance of the funds will be identified in the second year of the project. The Board was asked to authorize expenditure for the project.

Director Beck moved, seconded by Director Frampton, to approve expenditures for the technology infrastructure upgrade project, contingent on funding. Ayes: all. Nays: none. Motion carried.

A list of personnel items was presented for Board approval, as was a list of performance adjustments for administrative and professional staff.

Director Shaw moved, seconded by Director Frampton, to approve the personnel list as submitted. Ayes: all. Nays: none. Motion carried.

The Board was asked to approve a clinical affiliation agreement with Virtua Health for the cancer information management program.

Director Frampton moved, seconded by Director Phelan, to approve the contractual agreement. Ayes: all. Nays: none. Motion carried.

Kirk Barkdoll, director of district facilities, presented several change orders for Board consideration.

Director Phelan moved, seconded by Director Shaw, to approve Hawkeye Paving Change Order #10 on the SCC Roadway Project Phase I, in the amount of \$1,160. Ayes: all. Nays: none. Motion carried.

Director Vetter moved, seconded by Director Stewart, to approve McCarthy Improvement Co. Change Order #2 on the SCC Roadway Project Phase IIIA, in the amount of \$6,361.41. Ayes: all. Nays: none. Motion carried.

Director Frampton moved, seconded by Director Shaw, to approve Portzen Construction Change Order #2 on the CCC Maquoketa Campus Project , in the amount of \$6,683.64. Ayes: all. Nays: none. Motion carried.

Director Stewart moved, seconded by Director Beck, to approve Frye Builders Change Order #2 on the MCC University Center Project, a deduct in the amount of \$1,500. Ayes: all. Nays: none. Motion carried.

Director Frampton moved, seconded by Director Vetter, to approve Beckwith Roofing Change Order #1 on the CCC Technology Center Roof Project, in the amount of \$2,282. Ayes: all. Nays: none. Motion carried.

Mr. Barkdoll presented the summary of architects' proposal evaluations for the MCC Student Housing Phase II and III Project. The review team recommended awarding the contract for this project to Gere Dismer Architects.

Director Shaw moved, seconded by Director Beck, to award the contract to Gere Dismer Architects. Ayes: all. Nays: none. Motion carried.

Chancellor Keir asked Dr. Nancy Kothenbeutel, executive director for continuing education and contract training, to review the request received from the Davenport Fire Department to build a facility at the Midwest Center for Safety and Rescue Training. Dr. Kothenbeutel explained the request and reviewed the strong relationship between EICCD and the department. She also reviewed the implications of allowing another public entity to build on the property. The Board was asked how they would like to address this and possible future requests from other organizations to build at the Center. The Board agreed in principle that they do not want to allow other entities to construct buildings at the Center at this time, but they are very interested in talking with the Davenport Fire Department about other options to accomplish both parties' goals. Dr. Kothenbeutel will have that discussion with the fire department.

The Board was asked to adopt a resolution authorizing Patricia A. Keir and Gary M. Mohr to represent the District's interests to state government.

Director Phelan moved, seconded by Director Stewart, to adopt said resolution. Ayes: all. Nays: none. Motion carried.

Financial reports for the month ending December 31, 2008, were presented. It was recommended that receipt of the reports be acknowledged and the reports placed on file.

Director Frampton moved, seconded by Director Vetter, to acknowledge receipt of the reports and to place them on file. Ayes: all. Nays: none. Motion carried.

Copies of the bills had been mailed to the Board members for their review. Board members were asked to approve payment of the bills as submitted.

Director Shaw moved, seconded by Director Phelan, to approve payment of the bills as submitted. Ayes: all. Nays: none. Motion carried.

During Trustee Comments, Director Frampton congratulated Lana Dettbarn, executive director for administrative services, and her staff on the excellent audit; the Board applauded those efforts.

During Chancellor's Comments, Chancellor Keir thanked Carol Hall for her work to prepare the technology infrastructure upgrade proposal. She noted that the District is indeed going through tough financial times but she is confident that it will come through just fine, with its history of fiscal strength.

The next Regular Board meeting is scheduled for February 16, 2009, at 306 West River Drive, Davenport, Iowa.

President Gallagher adjourned the meeting at 8:14 p.m.

Honey H. Bedell, Board Secretary

Approved:

Board President