

**BUTLER COMMUNITY COLLEGE  
BOARD OF TRUSTEES  
MINUTES OF THE REGULAR BOARD MEETING  
4:30 p.m., April 13, 2021 – Dankert Board Room**

Meeting Recording can be viewed at <https://youtu.be/iJ-2-mbmthI>

**STAFF ATTENDANCE**

Lora Jarvis	Kim Krull
Matt Jacobs	Lori Winningham (Z)
Bill Young	Ireland Turner (Z)
Lisa Bolin (Z)	Bill Rinkenbaugh (Z)
Tom Borrego (Z)	Jessica Ohman (Z)
Shelley Stultz (Z)	Esam Mohammad (Z)
Kent Williams (Z)	Terry Sader (Z)
Kris Estes (Z)	Heather Rinkenbaugh (Z)
Susan Bradley	Troy Nordman
Jon Craig	

**BOARD ATTENDANCE**

Mary Martha Good  
Jim Howell  
Doug Law  
Lance Lechtenberg  
Forrest Rhodes  
Shelby Smith  
Julie Winslow

**GUESTS**

Ray Connell  
Rue Ann Olmstead (Z)  
Michael Austin (Z)

\*\*\* (Z) – Denotes attendance via Zoom

**CALL TO ORDER**

Chair Lechtenberg called the regular monthly meeting of the Board of Trustees to order at 4:29 p.m.

**PLEDGE OF ALLEGIANCE****APPROVAL OF THE AGENDA**

Trustee Smith asked to table and discuss item C6 from Section XI and move it to Board Action Items. Trustee Winslow seconded. Lora Jarvis called a roll call vote and the motion passed unanimously.

Trustee Winslow asked to move the Sabbatical Reports, Minutes, and Classroom/Video Replacement Plan to Board Action Items. She amended her request to only move the Sabbatical Reports and Classroom/Video Plan as she will visit with Dr. Krull later regarding the minutes. Trustee Smith seconded. Trustee Rhodes asked if it was appropriate to discuss a faculty member's sabbatical request in open session as that would normally be an Executive Session topic. Trustee Winslow said she just had

generic questions about sabbaticals not about the individuals requesting them. Trustee Law recommended leaving the Request item in the consent agenda and adding a discussion item about sabbatical leaves in general. Dr. Krull recommended that Trustee Winslow send any questions to her and then staff will find the information requested. Lora Jarvis called a roll call vote with Trustees Good, Law, Rhodes, Lechtenberg, and Howell voting against and Trustees Winslow and Smith voting for. The motion failed.

Trustee Law moved to approve the agenda as amended. Trustee Howell seconded. Trustee Winslow questioned moving the Classroom/Video Replacement Plan. Chair Lechtenberg explained that the motion had been voted on and declined by the Board overall. Trustee Smith said that he had emailed stating he wanted a Board Action Item regarding Trustee Correspondence. Chair Lechtenberg explained that according to Roberts Rules those are amendments that need to be made by motion at the meeting and there was currently a motion on the table that needed to be voted on prior to anything being added. Chair Lechtenberg explained Roberts Rules of Order were being used. Lora Jarvis called a roll call vote with Trustees Good, Law, Rhodes, Lechtenberg and Howell voting in favor and Trustees Winslow and Smith voting against. The motion passed.

### **EXECUTIVE SESSION**

Trustee Good moved the Board recess into executive session for consultation with legal counsel in regards to confidential student information pursuant to the open meetings exception for matters affecting a person as a student which if discussed in open meeting might violate their right to privacy and that the Board, President Kim Krull, Lori Winningham, and Ray Connell be included. The open meeting will resume here in the Dankert Board Room in 30 minutes. Trustee Law seconded. Lora Jarvis called a roll call vote with Trustees Good, Law, Rhodes, Lechtenberg, Howell, and Smith voting in favor and Trustee Winslow voting against. The motion passed.

The Board entered Executive Session at 4:47 p.m.

The Board returned to open session at 5:17 p.m.

Trustee Good moved to re-enter Executive Session for no more than 20 minutes. Trustee Law seconded. Lora Jarvis called a roll call vote and the motion passed unanimously.

The Board re-entered Executive Session at 5:21 p.m.

The Board returned to open session at 5:31 p.m.

### **RECOGNITIONS**

- **Tucker Ashburn, Owen Berk, Deanna Bonn, Kameron Buss, Ross Cole, Wesley Hager, Bryce Hirayama, Raymond Hoare, Madeline Reida, Riley Wagner** – Kansas Association of Broadcasters Awards

- **Scott Willis, Ben Bunck, Bruce Fiscus, Dr. Mindy Trenary** – Tutoring Lab Assistants
- **Trustee Jim Howell** – April 7 Birthday
- **Trustee Doug Law** – April 19 Birthday

Trustee Smith also recognized Lora Jarvis for National Secretaries Day this month and thanked her for all of the work she does.

### **PUBLIC COMMENT**

Rue Ann Olmstead and Michael Austin both addressed the Board regarding COVID protocols.

### **STANDING REPORTS**

Student Government Association – Chloe Cope, SGA secretary, shared recent activities with the Board. SGA met on March 24<sup>th</sup> in Andover where other organizations presented regarding their upcoming events. SGA also placed their new charging stations in both El Dorado and Andover. HALO celebrated Hispanic women for Women’s History Month and handed out cookies to students on March 30<sup>th</sup>. On April 6<sup>th</sup> SGA provided free pizza for the presentation by Nancy Hamm. Today, SGA provided food for the Financial Aid financial literacy event.

Upcoming events include an SGA meeting in El Dorado tomorrow and April 19<sup>th</sup>-23<sup>rd</sup> is Grizzly Give Back Week where students will be able to participate in events such as making NICU blankets, cards and baskets for the elderly, and various other activities. The annual Student Life Awards will be held at 4:00 p.m. on April 29<sup>th</sup>.

Operational Staff – Lisa Bolin reported that Op Staff will be selling bottled water at graduation in May. All of the water has been donated and the money raised will be used for Op Staff’s Book Scholarship, Welcome Back Tables and families in need. The next Operational Staff meeting is Thursday, April 15<sup>th</sup>.

Professional Employees – Dr. Sader addressed the question of COVID protocols from the Professional Employees standpoint. In his role as President of the Association he feels it is his responsibility to advocate on behalf of their safety and health. As such, he recommends that the Board continue the mask mandates through the end of the summer. He believes the CDC will be recommending masks and since the students are already used to wearing their masks on campus, he doesn’t feel it will be disruptive to continue using them. He shared that masks are important to stop the wearer from sharing any illness that he or she might have with those susceptible to illness.

Trustee Winslow asked if Dr. Sader had visited with any other colleges similar to Butler regarding their mask mandates. He said he has talked with the President at Cowley and they are a bit more relaxed than Butler and returned to the classroom quicker than Butler. Trustee Smith shared that Butler County has an overabundance of the Moderna Vaccine which he assumes means that any teachers or anyone else who wants a vaccine, can now access one.

Board Finance Committee – Trustees Law and Smith said that the information discussed will be shared later in the Board meeting.

Foundation Board Report – Trustee Rhodes said that the Foundation Board will be meeting next month.

President's Report – Trustees will be able to join the El Dorado campus tour April 29<sup>th</sup> from 1:00 – 4:00 p.m., but Trustees are welcome to come and go as their schedules permit. Dr. Krull said they are still working on a tour of the northern and southern branch-campus locations as well.

She shared a document with the Trustees regarding the Haverhill Road Improvement Project which is at the beginning stages of development. Daryl Lutz, Director of Public Works/County Engineer, contacted Dr. Krull last week to let her know they were applying to KDOT for funding for this proposal to improve Haverhill from Towanda to the South limits of the refinery. The college provided a letter of support for the project which includes a four-lane concrete-paved roadway, configured for three lanes (two oversized lanes and one oversized center lane for turning) and intersections reconstructed with the appropriate geometry for trucks to turn.

Butler received a great report from ACEN (Accreditation Commission on Education in Nursing) on the complete curriculum revision to a competency based curriculum in the fall of 2020. The curriculum has been approved and the nursing faculty are ready for their next accreditation visit.

Trustees received an email today from Brad Ebersole ahead of the weekend Board Training with the agenda and articles he requested be read before the training starts on Friday evening at 6:00 p.m. Chair Lechtenberg asked the other Trustees to come to the training with an open mind and hopes that they can find a way to work together moving forward.

Educational Facilities Authority Report – Trustee Howell reported that the Board paid their bills. The City met and decided to remain a partner. The board also looked at future expenditures including track repairs and maintenance. Trustee Law shared that the repairs on the Press Box are being made and that more individuals are now monitoring the temperature in case another freeze should happen.

### **MONITORING REPORTS**

Dean Susan Bradley and Associate Deans Troy Nordman and Jon Craig presented the annual report for the Humanities, Social and Behavioral Sciences Division.

### **BOARD STRATEGIC DISCUSSION – ISSUES AND OPPORTUNITIES**

COP Refinance – Kent Williams shared that the college has been in contact with John Haas regarding the refinancing of Butler's Certificates of Participation Series 2013B. John works with Ranson Financial. Butler has a long and successful history of public

financing with John as Financial Advisor. John, who is a Butler County resident and semi-retired, currently works mainly with a few of his long-term clients.

John's analysis is attached. Based on current conditions he estimates that we can obtain a front-end savings of approximately \$214,000. It needs to be emphasized that this estimate may change due to fluctuation in the market place prior to selling the securities. Also, it is always an estimate until the bids are actually opened.

The COPs cannot be refinanced until July so the proposed timeline follows:

- May BOT meeting – John will present an updated savings estimate and overview of the sale process
- June BOT meeting – the board will approve a sale for the refinancing COPs
- July BOT meeting – the board will approve the sale of the COPs as a result of the bid which will take place a few days prior

Kent also shared some savings cost analysis information on the following pages:

Table 1

\$5,875,000  
Butler Co. CC  
Certificates of Participation

Series 2013 B

Outstanding Debt Service of Certain Maturities

Payment Date	Principal	Interest Rate	Interest	Total Debt Service
1-Nov-21	390,000.00	2.500	53,600.00	443,600.00
1-May-22			48,725.00	48,725.00
1-Nov-22	400,000.00	2.500	48,725.00	448,725.00
1-May-23			43,725.00	43,725.00
1-Nov-23	410,000.00	3.000	43,725.00	453,725.00
1-May-24			37,575.00	37,575.00
1-Nov-24	420,000.00	3.000	37,575.00	457,575.00
1-May-25			31,275.00	31,275.00
1-Nov-25	435,000.00	3.200	31,275.00	466,275.00
1-May-26			24,315.00	24,315.00
1-Nov-26	450,000.00	3.350	24,315.00	474,315.00
1-May-27			16,777.50	16,777.50
1-Nov-27	465,000.00	3.500	16,777.50	481,777.50
1-May-28			8,640.00	8,640.00
1-Nov-28	480,000.00	3.600	8,640.00	488,640.00
1-May-29			0.00	0.00
1-Nov-29			0.00	0.00
1-May-30			0.00	0.00
Totals	3,450,000.00		475,665.00	3,925,665.00

Redemption	1-Nov-21
Accrual	1-May-21
Days	180.00
Ratio	1.00
Principal	3,450,000.00
Interest	53,600.00

**Table 2  
Alternative A: Front-End Savings**

**\$3,335,000  
Butler Co. CC  
Refunding Certificates of Participation**

**Series 2021 B**

**Estimated Debt Service to Maturity**

Payment Date	Principal	Interest Rate	Interest	Total Debt Service
1-Nov-21			0.00	0.00
1-May-22			18,858.64	18,858.64
1-Nov-22	470,000.00	0.500	12,666.25	482,666.25
1-May-23			11,491.25	11,491.25
1-Nov-23	470,000.00	0.550	11,491.25	481,491.25
1-May-24			10,198.75	10,198.75
1-Nov-24	470,000.00	0.650	10,198.75	480,198.75
1-May-25			8,671.25	8,671.25
1-Nov-25	475,000.00	0.750	8,671.25	483,671.25
1-May-26			6,890.00	6,890.00
1-Nov-26	480,000.00	0.850	6,890.00	486,890.00
1-May-27			4,850.00	4,850.00
1-Nov-27	485,000.00	0.950	4,850.00	489,850.00
1-May-28			2,546.25	2,546.25
1-Nov-28	485,000.00	1.050	2,546.25	487,546.25
1-May-29			0.00	0.00
1-Nov-29			0.00	0.00
1-May-30			0.00	0.00
<b>Totals</b>	<b>3,335,000.00</b>		<b>120,819.89</b>	<b>3,455,819.89</b>
	0.01			
Dated Date:	3-Aug-21		Net Interest Cost	1.0826%
Settlement Date:	3-Aug-21		Arb Yield	0.8470%
Bond Years:	14,240,222		Accrued Interest:	0.00
Average Life:	4.27			

**Table 3  
Alternative A: Front-End Savings**

**\$3,335,000  
Butler Co. CC  
Refunding Certificates of Participation**

**Series 2021 B**

**Savings Report**

<u>Period Ending 30-Jun</u>	<u>Refunding Debt Service</u>	<u>Issuer Cash</u>	<u>Outstanding Debt Service</u>	<u>Cash Savings</u>
2022	18,858.64	253,961.43	492,325.00	219,504.93
2023	494,157.50		492,450.00	-1,707.50
2024	491,690.00		491,300.00	-390.00
2025	488,870.00		488,850.00	-20.00
2026	490,561.25		490,590.00	28.75
2027	491,740.00		491,092.50	-647.50
2028	492,396.25		490,417.50	-1,978.75
2029	487,546.25		488,640.00	1,093.75
2030	0.00		0.00	0.00
	<u>3,455,819.89</u>	<u>253,961.43</u>	<u>3,925,665.00</u>	<u>215,883.68</u>
	Accrued Interest:			0.00
	Rounding Amount:			0.01
	Net Cash Savings			<u>215,883.69</u>
	Present Value of Savings:			214,386.36
	Percent of Refunded Issue:			6.21%



Table 4  
Alternative A: Front-End Savings

\$3,335,000  
Butler Co. CC  
Refunding Certificates of Participation  
Series 2021 B

Sources and Uses of Funds

Sources		
Certificates		3,335,000.00
Original Issue Discount		0.00
Forward Purchase Contract		0.00
Issuer Cash		253,961.43
Accrued Interest		0.00
Total Sources of Funds		3,588,961.43
Uses		
Escrow Deposit		3,503,600.00
Deposit to Bond Fund		0.00
Underwriter's Discount	1.00%	33,350.00
Costs of Issuance	1.56%	52,011.43
Rounding Amount		0.01
Total Uses of Funds		3,588,961.43

Tuition and Fees – Kent Williams also shared more information on the change in revenue with the tuition increase in \$2.00/credit hour. Because of the increase in enrollment costs, the college estimates a decrease in total credit hours taken of 680 credit hours. This loss in credit hours better explains the changes shown during the discussion in March. The following table was shared with the Trustees:

	2/9/21 BOT	2/23/21 Option 2	Change
<b>Rates</b>			
In-State In-Dist	\$102.00	\$102.00	\$0.00
In-State Out-Dist	\$120.50	\$122.50	\$2.00
Out-State	\$180.50	\$182.50	\$2.00
International	\$219.50	\$219.50	\$0.00
<b>Revenues</b>			
In-State In-Dist	\$2,108,502	\$2,100,228	(\$8,274)
In-State Out-Dist	\$9,721,264	\$9,829,620	\$108,356
Out-State	\$1,376,695	\$1,391,799	\$15,104
International	\$611,351	\$610,405	(\$946)
Total Tuition	<u>\$13,817,812</u>	<u>\$13,932,052</u>	\$114,240
Activity Fee	\$3,365,400	\$3,391,687	\$26,287

Stu Union Fee	\$262,700	\$261,443	(\$1,257)
Tech Fee	\$2,512,240	\$2,500,215	(\$12,026)
Total Fees	\$6,140,340	\$6,153,344	\$13,004
<b>Total Tuition and Fees</b>	<b>\$19,958,152</b>	<b>\$20,085,396</b>	<b>\$127,244</b>
Waivers & Scholarships incr	\$174,521	\$210,278	\$35,757
<b>Net revenue</b>	<b>\$19,783,631</b>	<b>\$19,875,119</b>	<b>\$91,488</b>

Butler Community College  
Review of Revenue Estimates for Tuition and Fee Rates Approved March 2021  
Prepared by Kent Williams - April 13, 2021

	Revenue Calculations for Recommended Rates			Revenue Calculations for Approved Rates			
	FY2022 Estimated Cr Hrs	FY2022 Rates	Estimated Revenue	FY2022 Estimated Cr Hrs	Approved FY2022 Rates	Estimated Revenue	
<b>Tuition</b>							
In-State In-Dist	27,580	\$76.45	\$2,108,502	27,580	\$76.15	\$2,100,228	
In-State Out-Dist	102,383	\$94.95	\$9,721,264	101,703	\$96.65	\$9,829,620	→ 680 credit hour decrease
Out-State	8,885	\$154.95	\$1,376,695	8,885	\$156.65	\$1,391,799	
International	3,152	\$193.95	\$611,351	3,152	\$193.65	\$610,405	
Total Tuition Revenue	142,000		\$13,817,812	141,320		\$13,932,052	\$222,535 Revenue gain from rate increase
<b>Fees</b>							
Scholarships	142,000	\$23.70	\$3,365,400	141,320	\$24.00	\$3,391,687	
Student Union Fee	142,000	\$1.85	\$262,700	141,320	\$1.85	\$261,443	
Tech Fee	142,000	N/A	\$2,512,240	141,320	N/A	\$2,500,215	(\$95,291) Rev loss from enrollment decrease
Total Fees Revenue		\$25.55	\$6,140,340		\$25.85	\$6,153,344	
Total Tuition and Fees Revenue			\$19,958,152			\$20,085,396	
Waiver and scholarship increase due to rates			\$174,521			\$210,278	(\$35,757) Increase in scholarships & waivers
Total estimated revenue - March BOT book pg 31			\$19,783,631			\$19,875,119	
Increase in estimated revenue for approved option compared to recommended rates →						\$91,488	\$91,488

Total Tuition and Fees					
In-State In-Dist		\$102.00			\$102.00
In-State Out-Dist		\$120.50			\$122.50
Out-State		\$180.50			\$182.50
International		\$219.50			\$219.50

Trustee Smith asked about credit hours comparing the HSBS report that said they had 152,118 credit hours and the tuition and fees discussion last month which showed we had a total of 154,758. Esam Mohammad explained that both of the numbers are correct, but one is the Academic Year number (152,118) that has to be reported to KBOR. The Academic Year number is summer, fall, and spring. The fiscal year number (154,758) is fall, spring, and summer.

Trustee Smith also asked about 20-day numbers for spring and an estimate for summer. Current summer enrollment is 5569, but we are still enrolling and a great deal of the time summer enrollment increases right in time for classes to begin. The Fall 2020 20<sup>th</sup> day numbers were 59,750 and the Spring 2021 20<sup>th</sup> day numbers were 67,857.

McConnell Discussion – In February, Heather Rinkenbaugh shared FY2020 data on McConnell with the Board. This month based on questions and requests from the Board, she shared FY2021 data. The following information is an estimate as the fiscal year does not end until June 30, 2021.

Butler Community College  
 McConnell Airforce Base and Butler Service Center  
 Revenue and Expenditure Estimate for the Year Ended June 30, 2021

McConnell Airforce Base			
<u>Revenues</u>		Credit Hours	
In-State/In County	81	\$	5,812
In-State/Out County	897	\$	80,057
Out of State	16	\$	2,372
International	9	\$	1,739
Fees	1003	\$	34,353
Total Student Revenue		\$	124,333
State Aid Allocation	978	\$	113,448
	Total Revenue		\$ 237,781
<u>Expenses</u>			
Administrative Personnel *		\$	113,401
Instructional Personnel *		\$	137,269
Advising Personnel *		\$	46,394
Non-Personnel Expenditures		\$	3,037
	Total Expenses		\$ 300,101
	Revenue over/(under) Expenses		\$ (62,320)
	* includes benefits		
Butler Service Center			
<u>Revenues</u>			
No direct revenue generated - this site is used for Enrollment, Advising, and Testing.		\$	-
<u>Expenses</u>			
Administrative Personnel *		\$	67,574
Instructional Personnel *		\$	-
Advising Personnel *		\$	154,988
Non-Personnel Expenditures		\$	40,453
	Total Expenses		\$ 263,015
	*includes benefits		

Heather explained that the \$62,320 loss would easily be taken care of with 300 credit hours in enrollment. Compared to pre-COVID, McConnell is down over 900 credit hours which would be more than enough to make McConnell a profitable site.

Heather also reminded the Trustees that the Service Center is only a service center as Butler is not allowed to teach classes from the location, but that the Service Center has generated over \$5 million in tuition and fee revenue over the last 5 years.

Administrative Personnel	McConnell	Service Center
Full Time Director	100%	0%
Full Time Office Manager	50%	50%
Full Time Evening Coordinator	50%	50%
Part Time Enrollment Assistant	50%	50%
Part Time Enrollment Assistant	50%	50%
Advising Personnel	McConnell	Service Center
Full Time Advisor	0%	100%
Part Time Advisor	0%	100%
Part Time Advisor	0%	100%
Part Time Advisor	100%	0%

McConnell Enrollment Numbers		
Fall 2018	Spring 2019	Summer 2019
942	636	128
Fall 2019	Spring 2020	Summer 2020
936	812	244
Fall 2020	Spring 2021	Summer 2021
417	342	

\*All enrollment numbers based on official 20th day reporting  
 \*Indicates enrollment impacted by COVID-19

Enrollment at McConnell Air Force Base by Military Affiliation

AY 19		
Military Affiliation	Headcount	%
Air Force - Active	59	17%
Army - Active	2	1%
Dept of Defense Civilian	1	0%
Guard	8	2%
Marine - Active	2	1%
Military Family Member	68	19%
Military Retirees	3	1%
Military Veteran	9	3%
Navy-Active	2	1%
No Military Affiliation	195	55%
Reserves	7	2%
(blank)		
<b>Grand Total</b>	<b>356</b>	

AY 20		
Military Affiliation	Headcount	%
Air Force - Active	74	17%
Army - Active	0	0%
Dept of Defense Civilian	1	0%
Guard	9	2%
Marine - Active	0	0%
Military Family Member	77	18%
Military Retirees	2	0%
Military Veteran	7	2%
Navy-Active	0	0%
No Military Affiliation	251	58%
Reserves	8	2%
(blank)	7	2%
<b>Grand Total</b>	<b>436</b>	

AY21 (No Summer)		
Military Affiliation	Headcount	%
Air Force - Active	32	20%
Army - Active	1	1%
Dept of Defense Civilian	0	0%
Guard	5	3%
Marine - Active	0	0%
Military Family Member	33	21%
Military Retirees	1	1%
Military Veteran	1	1%
Navy-Active	1	1%
No Military Affiliation	82	52%
Reserves	3	2%
(blank)		
<b>Grand Total</b>	<b>159</b>	

\*Report pulled 4/1/2021

Heather explained that the numbers shown above are the people who are enrolled on base, but that she wanted to clarify that it was not just the air force on base. Overall the college has between 400 and 600 students every semester with a military affiliation

taking classes at locations other than McConnell. If Butler were to walk away from McConnell or the Service Center, Butler would lose the exposure to those students and family members which could impact enrollment.

Trustee Winslow asked if the foot traffic in the Service Center was monitored. Heather said the Student Services staff at the Service Center work really hard to maintain records of foot traffic including students signing in and documenting what they are doing when they come in. Trustee Winslow asked to see more information on the foot traffic.

Chair Lechtenberg asked if Heather had a timeline for return to more normal operations at McConnell and Heather indicated they are hopeful that the fall semester will have more relaxed protocols at McConnell. Regular meetings with the base education officers are currently being held.

Trustee Smith moved that BCC cease all physical operations and exit McConnell Air Force Base as soon as it's allowed by our contract. Trustee Winslow seconded. Chair Lechtenberg called a point of order that it is not allowed to make a motion on a discussion item on the agenda per the Board's policies. Trustee Smith said he would submit his request to have it added to the next month's agenda.

### **BOARD ACTION ITEMS**

9100 Building – Dr. Krull shared that the Board and Administration have discussed the future of the 9100 Building. With the completion of the 5000 Building renovation project, classes and offices were moved from Andover High School as well as some classes from the 9100 Building. As has been noted previously, Dr. Krull contacted John Rupp, ReeceNichols Real Estate for assistance in understanding options related to the 9100 Building. Dr. Krull, Kent Williams, and Lynn Umholtz have met with John Rupp, ReeceNichols Real Estate to walk through the 9100 Building.

Dr. Krull recommended entering into an agreement with John Rupp, ReeceNichols, to assist in providing recommendations for the future of the 9100 Building as the Board had previously asked her to make arrangements. Trustee Good moved. Trustee Rhodes seconded.

Trustee Smith asked if there were any costs associated with the agreement. Dr. Krull said there would be a cost to the over-arching agreement for marketing and to get the information out. Clarifying, Trustee Smith asked if by approving this motion if they were giving him the right to sell the property. Dr. Krull informed the Trustees they would have the opportunity to listen to recommendations from John Rupp but that no agreement has been signed. Trustee Smith said he was uncomfortable entering into an agreement with one person without getting at least two more bids and he would like to have Butler County realtors in the bidding process as well.

Chair Lechtenberg told the Board that last month they had given Dr. Krull had been given this directive to work with John Rupp and if they don't want to follow through, they need to be more specific in their requests of Dr. Krull. Trustee Smith said he would like

to remove from the motion “entering into an agreement” because it was not necessary to enter an agreement to get estimates and information on the sale of a building.

Trustee Rhodes expressed that the Board was asking more than an estimate but also asking for expertise from John Rupp.

Trustee Winslow said she thought there would be two or three realtors presenting bids, but Dr. Krull said that her understanding was the Board wanted to meet with John and talk about options moving forward. Dr. Krull said she would reach out to John and see if he would present to the Board at the next meeting as well as reach out to other realtors in Butler County.

Trustee Good asked for Dr. Krull to contact Jeremy Sundgren and Trustee Winslow requested Mark Sudduth from Augusta be contacted. Trustee Rhodes wants to have someone assist the college who has commercial real estate experience in East Wichita not someone who has a business address in Butler County.

Trustee Howell said that the way he was reading the motion was that Butler is asking ReeceNichols to assist in making recommendations for the future of the 9100 Building. The college is not entering into a real estate agreement for listing and selling the property. Trustee Law agreed and Trustee Howell requested to call for the vote.

Lora Jarvis called a roll call vote to end the discussion of the topic with Trustees Good, Law, Rhodes, Lechtenberg, Howell and Smith voting in favor and Trustee Winslow voting against. The discussion was ended.

Lora Jarvis called a roll call vote on the motion with Trustees Good, Law, Rhodes, Lechtenberg and Howell voting in favor and Trustees Winslow and Smith voting against. The motion passed.

SB 40 – As was noted at the special Board meeting on April 1, 2021, the Legislature passed Senate Bill 40, on March 18, 2021 giving board of trustees the ultimate authority to make decisions concerning course modality and safety interventions to combat the spread of COVID-19. Specifically, the bill states that during the state of disaster emergency related to the pandemic, which is now slated to expire on May 28, 2021, boards of trustees have full authority and responsibility over any decision that:

- (A) Closes or has the effect of closing any community college or technical college;
- (B) authorizes or requires any form of attendance at any community college or technical college; or
- (C) mandates any action by any students or employees of a community college or technical college while on college property

Subparagraphs (A) and (B) of the bill apply to closings and learning modalities. The broad grant of authority in subparagraph (C) covers masks and other interventions that have been in place throughout the school year.

SB 40 now bars the governor's office or the health department from directly intervening in local decisions on the issues listed above. The new law requires districts to employ the "least restrictive means possible" to achieve the objective of maintaining a safe educational environment during the pandemic. The bill also includes procedures for an employee, student, or parent to redress grievances against the board's action. Employees, students, or parents who are aggrieved by a board's decisions concerning pandemic interventions may seek a hearing with the board of education within 30 days of the action being taken. After receiving a complaint, the board must conduct a hearing on the matter within 72 hours, and it must issue a decision within 7 days of the hearing. If the complainant is unhappy with the outcome of that process, a civil action may be filed in the district court. That petition must also be heard within 72 hours and decided within 7 days of the hearing. The court must side with the individual making the complaint unless the board's action is "narrowly tailored" to respond to the pandemic and uses the "least restrictive means" to do so. If no decision is rendered after seven days, the relief requested by the complaining party shall be automatically granted.

Dr. Krull requested that the Board continue with the current protocols through the last four weeks. The summer and fall protocols in place are less restrictive. Per the recommendation of CIMT, masks will still be required for summer, but recommended for fall, but go back to normal classroom and office operations starting this summer. The college will not require COVID vaccinations for employees or students.

Trustee Smith moved that masks no longer be mandated April 14<sup>th</sup>. Trustee Winslow seconded.

Chair Lechtenberg shared if the college changed protocols prior to May 28<sup>th</sup>, concerns and complaints could be submitted from either side. If protocols remain the same through May 28<sup>th</sup>, complaints could not be submitted.

Trustee Smith said he had contacted Senator Masterson and Trustee Winslow had contacted WSU Tech to inquire about protocols.

Dr. Krull asked Trustee Winslow if she had talked to the Board of Regents and she said she had contacted them.

Lora Jarvis called the vote with Trustees Good, Law, Rhodes, Lechtenberg and Howell voting against and Trustees Winslow and Smith voting for. The motion failed.

Trustee Law stated the Board did not need to take action if there were not amendments to any protocols. Trustee Howell agreed and said the Board could look at it at a later date and modify it then.

Trustee Smith moved that the college end the protocols related to social distancing effective tomorrow. Trustee Winslow seconded. Lora Jarvis called the vote with Trustees Good, Law, Rhodes, Lechtenberg and Howell voting against and Trustees Winslow and Smith voting for. The motion failed.

Approval of Campus M – Bill Young shared with the Trustees that CampusM software is provided by ExLibris and is our student and employee portal replacement for pipeline. The purchase for CampusM was approved by the Board of Trustees in July 2020. CampusM offers many enhancements for student and employee engagement that our current pipeline portal does not offer. CampusM layout and design is forward thinking and student focused. The upgrade from pipeline to CampusM is vital to student and employee engagement and learning and especially to students and employees remote learning/working. Information Services is requesting to pay our contract with Cares II HEERF funding. Utilizing Cares II HEERF funding would save the institution \$114,890.06

Year 1: \$22,500

Year 2: \$22,500 (escalator waved if paid in full)

Year 3: \$22,500 (escalator waved if paid in full)

Year 4: \$23,287.50

Year 5: \$24,102.56

Trustee Smith moved to approve payment of the contract through ExLibris with Cares II HEERF funding. Trustee Law seconded. Lora Jarvis called a roll call vote and the motion passed unanimously.

SB 49 (cont) – Chair Lechtenberg asked the Trustees to reconsider the SB 40 motion as the current protocol is that masks would be required through the summer if the Board takes no action.

Trustee Law moved to leave the current policy and protocol in place through May 28<sup>th</sup>. Trustee Rhodes seconded. Lora Jarvis called the vote with Trustees Good, Law, Rhodes, Lechtenberg and Howell voting in favor and Trustees Winslow and Smith voting against. The motion passed.

Retirement of Lori Llewellyn – Lori has been Administrative Assistant to Athletics for 15 years. Trustee Good moved to accept Lori's retirement. Trustee Rhodes seconded. Lora Jarvis called the roll call vote and the motion passed unanimously.

### **CONSENT AGENDA**

Trustee Law moved to approve the Consent Agenda as presented. Trustee Good seconded. Lora Jarvis called a roll call vote with Trustees Good, Law, Rhodes, Lechtenberg and Howell voting in favor and Trustees Winslow and Smith voting against. The motion passed. Items included in the consent agenda include:

- Minutes of the Regular Board Meeting of March 9, 2021
- Minutes of the Special Board meeting of April 1, 2021
- Approval of Bills and Warrants for March 2021 in the amount of \$4,482,096.04 (includes Expenditure Approval List - \$2,089,260.22 and Payroll - \$2,392,835.82).
- Approval of Touchless Faucet Replacement in the amount of \$181,760.00



- Approval of Campus Door Closer Replacement in the amount of \$66,964.80
- Approval of Contract for Learning Management System in the amount of \$121,290.00
- Approval of App Armor Grizzly Safe in the amount of \$35,700.00
- Approval of Ocelot AI Chat Bot in the amount of \$64,800.00
- Approval of Microsoft Licensing Renewal in the amount of \$53,324.96
- Approval of Classroom/Video Replacement Plan in the amount of \$56,027.63
- Approval of Clifford/Stone Upgrade Plan in the amount of \$129,134.96
- Approval of Sabbatical Leave for William “Jim” Buchhorn
- Approval of Sabbatical Leave for Sarah Flora

**SUPPLEMENTAL INFORMATION**

Key Performance Indicators Update – Submitted by Esam Mohammad

Statement of Revenue & Expenditures – Submitted by Kim Sherwood

Thank You Notes – Don & Susan Rommelfanger; Rinckenbaugh Family; Teri & Bill Rinckenbaugh, Heather Rinckenbaugh & Megan Chambers

Board Calendars

**BOARD OF TRUSTEES CALENDAR OF ACTIVITIES  
APRIL - MAY**

<b>April Board Finance Committee</b>	Tuesday, April 13, 3:30 p.m. President’s Conference Room	<b>Doug Law Shelby Smith</b>
<b>April Board Meeting</b>	Tuesday, April 13, 4:30 p.m. Dankert Board Room	<b>ALL TRUSTEES</b>
<b>Early College Academy Graduation</b>	Saturday, May 8, TBD Clifford/Stone Room	
<b>May Board Finance Committee</b>	Tuesday, May 11, 3:30 p.m. President’s Conference Room	<b>Doug Law Shelby Smith</b>
<b>May Board Meeting</b>	Tuesday, May 11, 4:30 p.m. Dankert Board Room	<b>ALL TRUSTEES</b>
<b>Nurses Pinning</b>	Thursday, May 13, TBD	
<b>Honors Ceremony</b>	Friday, May 14, 1:30 p.m. Gym	
<b>Commencement</b>	Friday, May 14, 7:00p.m. BG Products Stadium	

**2020-2021 Board Meeting Dates**

Tuesday, April 13, 2021  
 Tuesday, May 11, 2021  
 Tuesday, June 8, 2021  
 Tuesday, July 13, 2021

<b><u>LOOKING AHEAD</u></b>		
<b>June Board Finance Committee</b>	Tuesday, June 8, 3:30 p.m. President's Conference Room	<b>Doug Law Shelby Smith</b>
<b>June Board Meeting</b>	Tuesday, June 8, 4:30 p.m. Dankert Board Room	<b>ALL TRUSTEES</b>
<b>El Dorado, Inc. Steak Bonanza</b>	Friday, June 11, 5:00 p.m. Gordy Park, El Dorado	
<b>July 4</b>	OFFICES CLOSED	
<b>July Board Finance Committee</b>	Tuesday, July 13, 3:30 p.m. President's Conference Room	<b>Doug Law Shelby Smith</b>
<b>July Board Meeting</b>	Tuesday, July 13, 4:30 p.m. Dankert Board Room	<b>ALL TRUSTEES</b>

Trustees Selected Roles for Commencement Activities:

**Early College Academy**

Sat, May 8, 10:00 a.m.

Welcome \_\_\_\_\_ Trustee Good \_\_\_\_\_

**Nurses Pinning**

Thur, May 13, 7:00 p.m.

Welcome \_\_\_\_\_ Trustee Howell \_\_\_\_\_

**Honors Ceremony**

Fri, May 14, 1:30 p.m.

Welcome/Order of the Gold \_\_\_\_\_ Trustee Smith \_\_\_\_\_

**Commencement**

Fri, May 14, 7:00 p.m.

Welcome \_\_\_\_\_ Trustee Lechtenberg \_\_\_\_\_

Intro of Speaker \_\_\_\_\_ Dr. Krull \_\_\_\_\_

Hubbard Award \_\_\_\_\_ Trustee Rhodes \_\_\_\_\_

Trustee Scholarship \_\_\_\_\_ Trustee Law \_\_\_\_\_

**Spring 2021 ACTIVITY CALENDAR**

Soccer v Neosho County (home)	Wed, April 14 @ 7:00 p.m.
Baseball v Barton (away)	Thur, April 15 @ 1:00 p.m. Thur, April 15 @ 3:30 p.m.
Softball v Garden City (away)	Thur, April 15 @ 2:00 p.m. Thur, April 15 @ 4:00 p.m.
E.B. White Gallery of Art Annual Student Juried Exhibit Reception	April 15 – May 7  Thur, April 15 @ 6:00 p.m.

Theatre Production 4 - TBA	Thur, April 15 @ 7:30 p.m. Fri, April 16 @ 7:30 p.m. Sat, April 17 @ 2:00 & 7:30 p.m.
Baseball v Barton (home)	Sat, April 17 @ 1:00 p.m. Sat, April 17 @ 3:00 p.m.
Softball v Pratt (away)	Sat, April 17 @ 1:00 p.m. Sat, April 17 @ 3:00 p.m.
Softball v Fort Scott (home)	Mon, April 19 @ 2:00 p.m. Mon, April 19 @ 4:00 p.m.
Soccer v Coffeyville (away)	Mon, April 19 @ 7:00 p.m.
Soccer v Johnson County (home)	Wed, April 21 @ 7:00 p.m.
Baseball v Seward County (away)	Thur, April 22 @ 1:00 p.m. Thur, April 22 @ 3:00 p.m.
Softball v Barton (home)	Thur, April 22 @ 2:00 p.m. Thur, April 22 @ 4:00 p.m.
Instrumental Music Spring Concert	Fri, April 23 @ 7:30 p.m. Sat, April 24 @ 7:30 p.m.
Soccer v Garden City (away)	Sat, April 24 @ 1:00 p.m.
Baseball v Seward County (home)	Sat, April 24 @ 1:00 p.m. Sat, April 24 @ 3:00 p.m.
Softball v Hutchinson (home)	Sat, April 24 @ 2:00 p.m. Sat, April 24 @ 4:00 p.m.
Football v Coffeyville (away)	Sun, April 25 @ 1:30 p.m.
Softball v Labette (home)	Mon, April 26 @ 2:00 p.m. Mon, April 26 @ 4:00 p.m.
Baseball v Northern Oklahoma College – Enid (home)	Tue, April 27 @ 1:00 p.m.
Baseball v Labette (away)	Thur, April 29 @ 1:00 p.m. Thur, April 29 @ 3:00 p.m.
Softball v Independence (home)	Thur, April 29 @ 2:00 p.m. Thur, April 29 @ 4:00 p.m.
Vocal Concert #4	Thur, April 29 @ 7:30 p.m. Fri, April 30 @ 7:30 p.m. Sat, May 1 @ 2:00 & 7:30 p.m.
Soccer v Cowley County (home)	Sat, May 1 @ 10:00 a.m.
Baseball v Labette (home)	Sat, May 1 @ 1:00 p.m. Sat, May 1 @ 3:00 p.m.
Football v Highland (home)	Sat, May 1 @ 7:00 p.m.
Softball v Cowley County (home)	Mon, May 3 @ 4:00 p.m. Mon, May 3 @ 6:00 p.m.
Soccer v Kansas City Kansas (home)	Mon, May 3 @ 5:00 p.m.
Woodwind Chamber Recital	Mon, May 3 @ 7:30 p.m.
Brass Chamber Recital	Tues, May 4 @ 7:30 p.m.
Soccer v Neosho County (away)	Wed, May 5 @ 7:00 p.m.
Percussion Chamber Recital	Wed, May 5 @ 7:30 p.m.

Baseball v Pratt (home)	Thur, May 6 @ 1:00 p.m. Thur, May 6 @ 3:00 p.m.
Dance Showcase	Thur, May 6 @ 7:00 p.m.
Baseball v Pratt (away)	Sat, May 8 @ 1:00 p.m. Sat, May 8 @ 3:00 p.m.
Football v Arkansas Baptist College (home)	Sat, May 8 @ 7:00 p.m.
Soccer v Barton (home)	Sun, May 9 @ 11:00 a.m.
Student Art Sale	Tues, May 11 10:00 a.m. – 4:00 p.m.
Soccer v Coffeyville (home)	Wed, May 12 @ 7:00 p.m.
Commencement	Fri, May 14 @ 7:00 p.m.
Football v Fort Scott (away)	Sat, May 15 @ 7:00 p.m.
Soccer v Johnson County (away)	Sat, May 15 @ 7:00 p.m.
Grades Due by Noon	Mon, May 17
Football v Garden City (home)	Sat, May 22 @ 7:00 p.m.
Memorial Day – College Closed	Mon, May 31
Summer Semester Begins	Mon, June 7
El Dorado, Inc Steak Bonanza	Fri, June 11
Summer Semester Ends	Fri, July 30

**ADJOURNMENT**

Trustee Law moved to adjourn the meeting. Trustee Good seconded. Lora Jarvis called a roll call vote and the motion passed unanimously. The regular meeting of April 13, 2021 was adjourned at 8:07 p.m.

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Forrest Rhodes – Secretary