

**THE STATE BOARD OF EDUCATION OF THE STATE OF ALABAMA
MINUTES OF THE MEETING HELD ON
THURSDAY, APRIL 23, 2009, 9:34 AM
AS BOARD OF TRUSTEES
FOR THE POSTSECONDARY INSTITUTIONS UNDER ITS CONTROL**

The State Board of Education of the State of Alabama (also referred to herein as the Board) met in official session to consider postsecondary education matters beginning at 9:34 a.m. on Thursday, April 23, 2009, in the Auditorium, Gordon Persons Building, Montgomery, Alabama. The meeting was called in accordance with Section 16-3-7, *Code of Alabama* 1975.

**PRESIDING: MR. RANDY MCKINNEY
VICE PRESIDENT**

The meeting was called to order by Mr. McKinney. The Pledge of Allegiance followed the invocation by Mr. McKinney. On roll call, the following Board members were present:

Mrs. Ella Bell
Mrs. Stephanie Bell
Mr. David Byers
Dr. Mary Jane Caylor
Dr. Ethel Hall
Mr. Randy McKinney
Mrs. Betty Peters
Mr. Gary Warren

Also present was Mr. Bradley Byrne, Chancellor of the Department of Postsecondary Education

Absent was Governor Bob Riley

APPROVAL OF AGENDA

The Chancellor recommended deletion of items VII.A.19. Revision of Policy 801.02: Admission: Enrollment of Accelerated High School Student; and VIII.A.1. Alabama Southern Community College, Transfer of System President. On motion by Mrs. Ella Bell, second by Dr. Hall, the agenda was approved unanimously as amended.

APPROVED

MINUTES OF MARCH 26, 2009 MEETING

On motion by Dr. Caylor, second by Mrs. Ella Bell, the minutes of the March 26, 2009 meeting were approved unanimously as presented.

SECTION VI

PUBLIC HEARING

Ms. Mary Bruce Ogles of the Alabama Education Association commended the Board for adopting a reduction-in-force (RIF) policy and requiring colleges to have RIF guidelines in case a reduction in force becomes absolutely necessary. She stated that employers have a responsibility to have to justify a reduction in force, and that even with policies, guidelines and plans in place, employees still have a right to due process under the fair dismissal law.

SECTION VII

(INSTRUCTIONAL AND STUDENT SERVICES, FACILITIES, FISCAL,
AND INFORMATION TECHNOLOGY)

ADOPTED

On motion by Dr. Caylor, second by Mrs. Ella Bell, the Board approved unanimously the following nineteen (19) items:

ALABAMA INDUSTRIAL DEVELOPMENT TRAINING INSTITUTE
TIME EXTENSION ON CONSTRUCTION PROJECT

The Board granted Alabama Industrial Development Training Institute a nine-month extension on the previously approved project to construct the Maritime Science Center. Fiscal consideration: None

ALABAMA INDUSTRIAL DEVELOPMENT TRAINING INSTITUTE
PURCHASE OF EQUIPMENT AND FURNISHINGS – MARITIME SCIENCE CENTER

The Board authorized Alabama Industrial Development Training Institute to purchase equipment and furnishings for the Maritime Science Center. This purchase must be completed no later than July 2010, or this authorization will expire. Fiscal consideration: \$3,000,000 – AIDT Workforce Development Funds (No new funds are being used. These dollars were previously approved for the Maritime Science Center construction Project.)

ALABAMA INDUSTRIAL DEVELOPMENT TRAINING INSTITUTE
PURCHASE OF EQUIPMENT AND FURNISHINGS – ROBOTICS TRAINING COMPLEX

The Board authorized Alabama Industrial Development Training Institute to purchase equipment and furnishings for the Robotics Training Complex. This purchase must be completed no later than June 2010, or this authorization will expire. Fiscal consideration: \$4,500,000 – Alabama Public School and College Authority (PSCA) and Local Funds (No new funds are being used. These dollars were previously approved for the Robotics Training Complex.)

JOHN C. CALHOUN COMMUNITY COLLEGE
PURCHASE OF COMPUTERS FOR INSTRUCTIONAL
AND ADMINISTRATIVE PURPOSES

The Board authorized Calhoun Community College to purchase computers for instructional and administrative purposes. This purchase must be completed no later than October 23, 2009, or this authorization will expire. Fiscal consideration: \$195,750 – Current Unrestricted Fund

JOHN C. CALHOUN COMMUNITY COLLEGE
PURCHASE AND INSTALLATION OF MULTI-MEDIA EQUIPMENT
AND NETWORK INFRASTRUCTURE

The Board authorized Calhoun Community College to purchase multi-media classroom equipment and network wiring as part of the total renovation for the Harris Hall classroom building on the Decatur Campus. This purchase must be completed no later than October 23, 2009, or this authorization will expire. Fiscal consideration: \$338,000 – College Plant Fund (Unexpended)

JAMES H. FAULKNER STATE COMMUNITY COLLEGE
INCREASE IN ROOM AND BOARD FEES

The Board authorized Faulkner State Community College to set a dormitory rental fee for the Sun Chief Hall Residential Life and Learning Center from \$1,080 to \$1,280 per student per semester (total fee increase for Fall and Spring Semester from \$2,160 to \$2,560), effective Fall Semester 2009. The Board further authorized the College's meal plan rates be revised as follows: Residential Students – from \$945 to \$1,120 per semester; Commuting Students – from \$49.50 to \$58.75 per semester; and Faculty/Staff – from \$41.24 to \$48.75. Fiscal consideration: The College anticipates the increase in dormitory fees and meal ticket rates will generate approximately \$167,000 additional auxiliary revenue per year.

GADSDEN STATE COMMUNITY COLLEGE
CONSTRUCTION PROJECT

The Board authorized Gadsden State Community College to complete construction and furnish Helderman Hall on the Wallace Drive Campus. Planning must be completed and construction contracts executed no later than January 23, 2010, or this authorization will expire. Fiscal consideration: \$750,000 (\$300,000 – College Plant Fund [Renewal and Replacement]; and \$450,000 – Education Facilities Excellence Act of 2007 Bond Issue [Project #7C14])

GADSDEN STATE COMMUNITY COLLEGE
CONSTRUCTION AND RENOVATION PROJECT

The Board granted Gadsden State Community College authorization to construct an Auditorium/Student Center and renovate existing shop buildings on the Valley Street Campus. Planning must be completed and construction contracts executed no later than January 23, 2010, or this authorization will expire. Fiscal consideration: \$600,000 (\$250,000 – Current Restricted Fund [College Cost Reduction Access Act Grant]; \$100,000 – Education Facilities Excellence Act of 2007 Bond Issue [Project #7C10]; and \$250,000 – College Plant Fund [Unexpended])

MARION MILITARY INSTITUTE
RENOVATION PROJECT

The Board granted Marion Military Institute authorization to renovate the Wilkerson and Murfee dormitory bathrooms. Planning must be completed and construction contracts executed no later than January 23, 2010, or this authorization will expire. Fiscal consideration: \$776,000 – Education Facilities Excellence Act of 2007 Bond Issue (Project #7C98)

REID STATE TECHNICAL COLLEGE
TIME EXTENSION ON RENOVATION PROJECT

The Board granted Reid State Technical College a six-month time extension on the previously approved project to re-roof the Wiley Salter Administration/Auditorium Building and install new Mansard Roofing Systems on Buildings 100, 200, 300, 400, 600, 700 and the Student Center. Fiscal consideration: None

SNEAD STATE COMMUNITY COLLEGE
CONSTRUCTION PROJECT

The Board granted Snead State Community College authorization to construct a Softball Facility on the Boaz Campus. Planning must be completed and construction contracts executed no later than January 23, 2010, or this authorization will expire. Fiscal consideration: \$800,000 – College Plant Fund (Unexpended)

SNEAD STATE COMMUNITY COLLEGE
RENOVATION PROJECT

The Board granted Snead State Community College authorization to renovate the Norton Library on the Boaz Campus. Planning must be completed and construction contracts executed no later than January 23, 2010, or this authorization will expire. Fiscal consideration: \$2,000,000 (\$890,017 – College Plant Fund [Unexpended]; and \$1,190,983 – Education Facilities Excellence Act of 2007 Bond Issue [Project #7C32])

WALLACE STATE COMMUNITY COLLEGE – HANCEVILLE
INCREASE IN DORMITORY FEES

The Board authorized Wallace State Community College – Hanceville to increase dorm fees from \$775 to \$825 for the fall semester; from \$775 to \$825 for the spring semester; and, from \$550 to \$600 for the summer term, effective Fall Semester 2009. Fiscal consideration: The College anticipates the increase in dormitory fees will generate approximately \$20,000 additional auxiliary revenue per year.

WALLACE STATE COMMUNITY COLLEGE – HANCEVILLE
PURCHASE OF FURNISHINGS

The Board authorized Wallace State Community College – Hanceville to purchase furnishings for the Ottis and Evelyn Burrow Fine and Performing Arts Center. This purchase must be completed no later than October 23, 2009, or this authorization will expire. Fiscal consideration: \$921,000 – College Plant Fund (Unexpended)

ALABAMA COMMUNITY COLLEGE SYSTEM
ALLOCATION OF 2008-2009 STATE WORKFORCE DEVELOPMENT TRAINING FUNDS

The Board authorized the allocation of a portion of the 2008-2009 State Workforce Development Funds as outlined below: Fiscal consideration: \$491,136 – 2008-2009 State Workforce Development Funds

\$ 57,000 – Gadsden State Community College
\$417,536 – Lawson State Community College
\$ 16,600 – Shelton State Community College

ALABAMA COMMUNITY COLLEGE SYSTEM
AMENDMENTS TO 2007-2008 STATE WORKFORCE DEVELOPMENT
TRAINING FUND ALLOCATIONS

The Board modified the previously approved allocations of the 2008-2009 State Workforce Development Funds to Wallace Community College – Dothan and Wallace State Community College – Hanceville to include healthcare programs. Fiscal consideration: None

ALABAMA COMMUNITY COLLEGE SYSTEM
AMENDMENT TO 2007-2008 STATE ADULT EDUCATION FUND ALLOCATION

The Board modified the 2007-2008 State Adult Education Fund allocation, awarded to Bishop State Community College on April 24, 2008, to fund different technology programs. Fiscal consideration: \$9,000 – 2007-2008 State Adult Education Funds Allocation

ALABAMA COMMUNITY COLLEGE SYSTEM
2009-2010 INSTRUCTIONAL SITES

The Board approved instructional sites for the Alabama Community College System for academic year 2009-2010. Fiscal consideration: The operation of all sites proposed herein is within the budgets of the two-year colleges. The colleges shall provide annual site financial follow-up reports for all instructional sites and off-campus instructional sites.

ALABAMA COMMUNITY COLLEGE SYSTEM
POLICY 805.03: STUDENT AID PROGRAMS: GED RECIPIENT AND READY TO WORK
PROGRAM COMPLETER TUITION AND FEE WAIVERS

The Board adopted proposed Policy 805.03: Student Aid Programs: Tuition and Fee Waivers for GED Recipients and Ready to Work Program Completers. The Board further authorized this policy take effect Fall Semester 2009 and declare null and void and supersede any prior versions of this policy. Fiscal consideration: None

SECTION VIII
(EXECUTIVE AND LEGAL)

ADOPTED

On motion by Dr. Hall, second by Mrs. Ella Bell, the Board approved unanimously the following nine (9) items:

MARION MILITARY INSTITUTE
APPOINTMENT OF PRESIDENTIAL SEARCH COMMITTEE

The Board appointed a Presidential Search Committee, comprised of individuals whose names appear below, for the presidential vacancy at Marion Military Institute. Fiscal consideration: Travel expenses that the committee members might incur will be paid by the College. The College also will pay all expenses related to formal notice of the vacancy, including advertising and distribution costs and all costs related to visits by the candidates.

**MARION MILITARY INSTITUTE
PRESIDENTIAL SEARCH COMMITTEE
2009**

Elected Salary Schedule E/H Representative:

Ms. Shawna Turner
Administrative Assistant to the President
1308 West Catherine Drive
Marion, Alabama 36756
(334) 683-2302 (o)
(334) 318-8657 (c)
sturner@marionmilitary.edu

**Elected Salary Schedule D
Representatives:**

Mr. Milton G. (Mickey) Avery
Instructor
Route 6, Box 241
Selma, Alabama 36701
(334) 683-2384 (o)
(334) 877-4713 (h)
mavery@marionmilitary.edu

Mr. Curtis Meisenheimer (LCDR, USN Ret.)
Physics Instructor
Post Office Box 1192
Marion, Alabama 36756
(334) 878-5600 ©
cmeisenheimer@bellsouth.net

Appointed by Chancellor:

Chair
Mr. Ed Castile
Director
Alabama Industrial Development Training Institute
2743-A Gunter Park Drive West
Montgomery, Alabama 36109
(334) 280-4411 (o)
ecastile@aidt.edu

Department Representative

Ms. Lynne Thrower
Associate Counsel
Alabama Department of Postsecondary Education
Post Office Box 302130
Montgomery, Alabama 36130-2130
(334) 353-2919 (o)
(334) 850-7604 (c)
www.lthrower@dpe.edu

Community Representative

Mr. Jimmy Rane
Great Southern Wood Preserving, Inc.
Post Office Box 610
Abbeville, Alabama 36310
(334) 585-2291

**Community Leaders
Appointed by Board Member:**

Mrs. Carolyn Thomas
604 Clay Street
Marion, Alabama 36756
(334) 683-6928 (w)
(334) 683-8796 (h)
Cityclerk842002@yahoo.com

Mr. H. Dean Mooty, Jr.
3214 Bankhead Avenue
Montgomery, Alabama 36106
(334) 264-0400 (o)
(334) 303-4987 (c)
hdm@mooty-assoc.com

Mr. Edward Daniel
Post Office Box 657
Marion, Alabama 36756
(334) 683-9375 (h)
cd_vi@bellsouth.net

Mr. Preston O. Sanders
Route 1, Box 3
Marion, Alabama 36756
(334) 683-9895 (h)
(334) 419-2349 (c)

Mr. Taylor D. Wilkins, Jr.
711 Hand Avenue
Bay Minette, Alabama 36507
(251) 937-7024 (o)
(251) 533-8708 (c)
rwilkins@wbbwlaw.com

**GEORGE CORLEY WALLACE STATE COMMUNITY COLLEGE – SELMA
GROUND LEASE AGREEMENT**

The Board authorized the President of Wallace State Community College – Selma, subject to review by the Chancellor and the Chancellor's legal office, to enter into a 25-year lease agreement with the Alabama

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Department of Public Safety and the Alabama Department of Corrections to construct a facility for use as the Alabama Criminal Justice Training Center. Fiscal consideration: None

LURLEEN B. WALLACE COMMUNITY COLLEGE
SALE OF REAL PROPERTY

The Board authorized the President of Lurleen B. Wallace Community College, to sell by advertised sealed bids, 1.01 acres and an established 2,848-square-foot metal, two-story building with a 392-square-foot, second-story storage area located adjacent to the MacArthur Campus of Lurleen B. Wallace Community College. Fiscal consideration: Costs associated with the sale – College Plant Fund (Unexpended)

BISHOP STATE COMMUNITY COLLEGE
REDUCTION-IN-FORCE GUIDELINES

The Board approved the Reduction-in-Force Guidelines developed for Bishop State Community College. Fiscal consideration: None

JOHN C. CALHOUN COMMUNITY COLLEGE
REDUCTION-IN-FORCE GUIDELINES

The Board approved the Reduction-in-Force Guidelines developed for Calhoun Community College. Fiscal consideration: None

CENTRAL ALABAMA COMMUNITY COLLEGE
REDUCTION-IN-FORCE GUIDELINES

The Board approved the Reduction-in-Force Guidelines developed for Central Alabama Community College. Fiscal consideration: None

GADSDEN STATE COMMUNITY COLLEGE
REDUCTION-IN-FORCE GUIDELINES

The Board approved the Reduction-in-Force Guidelines developed for Gadsden State Community College. Fiscal consideration: None

NORTHEAST ALABAMA COMMUNITY COLLEGE
REDUCTION-IN-FORCE GUIDELINES

The Board approved the Reduction-in-Force Guidelines developed for Northeast Alabama Community College. Fiscal consideration: None

REID STATE TECHNICAL COLLEGE
REDUCTION IN-FORCE GUIDELINES

The Board approved the Reduction-in-Force Guidelines developed for Reid State Technical College. Fiscal consideration: None

SECTION IX
(SUBSIDIARY ITEMS)

ADOPTED

ALABAMA COMMUNITY COLLEGE SYSTEM
REVISION TO POLICY 318.01: AUDITS

On motion by Dr. Caylor, second by Dr. Hall, the Board voted to remove this item from the table. On motion by Dr. Caylor, second by Mrs. Peters, and with Mrs. Ella Bell opposing, the Board voted to revise Policy 318.01: Audits to include prohibiting retaliation or discrimination against employees for cooperating in good faith with any official audit or review, or reporting concerns regarding violation of a

Board policy or a State or Federal statute, rule, or regulation applicable to the Department of Postsecondary Education or to any of its institutions or employees, and to provide consequences for those who engage in such retaliation or discrimination. Fiscal consideration: None

SECTION X
(CHANCELLOR'S REPORT)

The Chancellor congratulated President Munnerlyn, his staff and the College's foundation for the Trenholm State Technical College fund raising gala. He reported on recent efforts to notify displaced workers of services provided by the System. The Chancellor also gave an update on the education budget deliberations in the legislature. The CITY program has been removed from the Department's budget and will be placed under the Department of Youth Services beginning next fiscal year. The Department is monitoring a supplemental appropriation, pending in the legislature, to get the CITY program through the rest of this fiscal year. The System is experiencing a \$60 million cut, and all presidents have been asked to submit to the Department by April 30 any plans they might have for an actual reduction in force at their colleges. The Chancellor congratulated the presidents for operating with a \$60 million cut in the budget over a 12-month period of time without having any reduction in general education programs (except for non-viability), adult education programs, or workforce training programs. The core of what we are doing in this System is being maintained and will be maintained through the next academic year.

DATE AND LOCATION OF NEXT MEETINGS

The next Board work session for postsecondary matters will be held on May 14, 2009, in the Auditorium, 7th floor, Alabama Center for Commerce. The next Board meeting for postsecondary matters will be held on May 28, 2009, in the Auditorium of the Gordon Persons Building in Montgomery, Alabama.

ADJOURNMENT

On motion by Mrs. Ella Bell, second by Dr. Hall, the postsecondary Board meeting was adjourned unanimously at 9:51 a.m.

Vice President

Chancellor