



State Board of Community Colleges

Caswell Building, 200 West Jones Street

Raleigh, North Carolina

November 15, 2019

9:00 a.m.

CALL TO ORDER

Following proper public notification, Chairman Breeden Blackwell called the State Board of Community Colleges (SBCC) Meeting to order at 9:00 a.m. in the Dr. W. Dallas Herring State Board Room of the Caswell Building.

MOMENT OF REFLECTION AND PLEDGE OF ALLEGIANCE

The Board recited the Pledge of Allegiance and recognized a moment of reflection.

ROLL CALL

Mr. Bryan Jenkins called the roll and the following members were present:

- | | | |
|-----------------------|-------------------|-----------------------------|
| Dr. Breeden Blackwell | Mr. Hari Nath | Mr. Clark Twiddy * |
| Dr. Catherine Edmonds | Dr. Samuel Powell | Mr. Steven Walker |
| Ms. Lisa Estep | Ms. Mary Ann Rice | (designee for Lt. Governor) |
| Mr. William Holder | Mr. James Rose | Mr. Jesse Watts |
| Mr. Bobby Irwin | Mr. Scott Shook | Mr. David Willis |
| Mr. Frank Johnson | Mr. Bob Stephens | Ms. Ann Whitford |
| Mr. Bill McBrayer | Mr. Burr Sullivan | |

* Attended by telephone

Absent: Treasurer Dale Folwell

ETHICS AWARENESS AND IDENTIFICATION OF CONFLICTS OF INTEREST

Mr. Johnson reminded members of the Board of the ethics requirements and requested members identify any conflicts or potential conflicts of interest. Having so requested, the Chairman Blackwell asked the record to reflect no conflicts.

ADMINISTRATION OF OATH OF OFFICE

Chairman Blackwell welcomed Justice Paul Newby who administered the Oaths of Office. Oaths of Office were administered to Dr. Catherine Edmonds, Ms. Mary Ann Rice, and Mr. Jesse Watts.

APPROVAL OF THE MINUTES

Mr. Johnson made a motion to approve the October 18, 2019 minutes, Mr. Sullivan seconded the motion, and the motion was unanimously approved by voice vote.

CHANGES TO THE AGENDA

Chairman Blackwell polled the committee chairs as to any changes to the agenda and the results were as follows:

PERSONNEL COMMITTEE, Mr. Bill McBrayer, Chair

Mr. McBrayer stated the Personnel Committee would like to move the following from Future Action to Action:

- Proposed Amendment of 1C SBCCC 300.1 – Presidential Selection Process (Attachment PER 01)

STRATEGIC PLANNING COMMITTEE, Mr. Clark Twiddy, Chair

Mr. Twiddy stated there are no changes for Strategic Planning Committee.

FINANCE COMMITTEE, Mr. Burr Sullivan

Mr. Sullivan stated there are no changes for Finance Committee.

PROGRAMS COMMITTEE, Dr. Samuel Powell, Chair

Dr. Powell stated there are no changes for Programs Committee

STATE BOARD POLICY AND GOVERNANCE, Mr. Bob Stephens, Chair

Mr. Stevens stated the State Board Policy and Governance Committee would like to move the following from Future Action to Action:

- Proposed Repeal of 2B SBCCC 100 – “Refusal to Reissue or Renew License” (Attachment SBPG 01)
- Proposed Repeal of 2B SBCCC 200 – “Suspension or Revocation of License” (Attachment SBPG 02)
- Proposed Adoption of 2B SBCCC 300 – “Exemptions from Licensure (Attachment SBPG 03)
- Proposed Adoption of 2B SBCCC 400 – “Refusal to Reissue or Renew License” (Attachment SBPG 04)
- Proposed Adoption of 2B SBCCC 500 – “Suspension or Revocation of License” (Attachment SBPG 05)

ACCOUNTABILITY AND AUDIT COMMITTEE, Mr. Clark Twiddy, Vice-Chair

Mr. Twiddy stated there are no changes for Accountability and Audit Committee.

APPROVAL OF THE AGENDA

Mr. Holder made a motion to approve the agenda, Mr. Stephens seconded the motion, and the motion was unanimously approved by voice vote.

APPROVAL OF THE CONSENT AGENDA

Chairman Blackwell asked for a motion to approve the Consent Agenda. Mr. Rose made a motion to approve, Dr. Powell seconded the motion, and the motion was unanimously approved by voice vote.

Items approved on the Consent Agenda were as follows:

PERSONNEL COMMITTEE, Mr. Bill McBrayer, Chair

Personnel Committee Charter (Attachment PER 03)

FINANCE COMMITTEE, Mr. Jim Rose, Chair

Finance Committee Charter (Attachment FC 01)

Revised Allocation for NC Career Coach Program (Attachment FC 04)

Contract for NC Learning Object Repository Migration (Attachment FC 05)

Construction and Property (Attachment FC 06)

PROGRAMS COMMITTEE, Dr. Samuel Powell, Chair

Programs Committee Charter (PROG 02)

Curriculum Programs Applications – Fast Track for Action (FTFA) (Attachment PROG 03)

Courses of Instruction – Captive/Co-opted Groups (Attachment PROG 04)

Combined Course Library – Continuing Education (Attachment PROG 05)

REPORTS:

The Honorable Walter Dalton, President of North Carolina Association of Community College Presidents

President Dalton congratulated the new State Board members.

President Dalton provided an update from NCACCP.

- At the NCACCP meeting, the group recognized Dr. Dennis King and Dr. Barbara Parker who will be retiring soon. Also, President Lew Hunnicutt (Nash Community College) and President Melissa Singler (Robeson) were introduced
- At the NCACCP business meeting, passed a motion to adopt the policies and procedures from the Small Business Center which will be presented for State Board approval in January 2020.
- Adopted a motion to have a three-year strategy so that we can talk to General Assembly members about ongoing needs, not just current priorities.
- In alignment with MyFutureNC, recruit, retain, and complete will be key focus to address the barriers.
- President Dalton thanked Mr. Jon Harris for his assistance with some legal issues the presidents wanted addressed.

The system is working on strategic plans. The colleges have strategic plans to help students succeed. It is tough when the student's strategy is where they will get their next meal. Twenty-five student self-identify as skipping meals to pay a bill.

Chairman Blackwell restated that the Community College System is the only state agency with a budget which shows the impact of the System on the citizens of North Carolina.

Ms. Julie Woodson, President of North Carolina Association of Community College Trustees

Ms. Woodson provided an update from NCACCT:

- Congrats to the new board members.
- Last month at the ACCT conference, Ms. Woodson spoke to ACCT about a grant from Gates Foundation. The focus will be on five states and looking to serve rural areas.
- Work continues to update the trustee manual.
- Appreciate the trustees to be included on the Enrollment Task Force and they were all in agreement that forced consolidation is not the answer. The group feels there needs to be teams that can help colleges.
- Congrats to Hans and Shuping for the work on the legislature process.
- Working on 2020 Law and Legislative Seminar to be held in March.

Mr. Jesse Watts, President of North Carolina Comprehensive Community College Student Government Association (N4CSGA)

Mr. Watts provided an update from N4CSGA:

- The N4CSGA held its 2019 Fall Convention at Forsyth Technical Community College, in honor of the N4CSGA 50th anniversary. The convention overall was a success with 34 out of the 58 community colleges present with over 250 students, advisors, and guests attending.
- Our workshops and committee meeting covered a range of issues, topics, and concerns that affect the community colleges. One issue in common was the concern of food insecurity. Discussed ways to address the issue.
- A finance workshop interested our students. N4CSGA will investigate providing some helpful tools in the area.
- N4CSGA discussed the Spring Conference and a service project.

COMMITTEE REPORTS

PERSONNEL COMMITTEE, Mr. Bill McBrayer, Chair

For Action

Proposed Amendment of 1C SBCCC 300.1 – Presidential Selection Process (Attachment PER 01)

Mr. McBrayer discussed the language in this item.

On behalf of the Personnel Committee, Mr. McBrayer recommended and moved the following item be approved by the board. Ms. Haygood provided background information on the candidate.

Proposed Amendment of 1C SBCCC 300.1 – Presidential Selection Process (Attachment PER 01)

The motion was unanimously approved by voice vote.

Paid Parental Leave (Attachment PER 02)

Mr. Harris stated the policy is based on an Executive Order issued by Gov. Cooper in May, is not binding to non-cabinet agencies. The UNC System has adopted. Mr. Harris reviewed the policy. Ms. Haygood shared OSBM calculated a financial impact assessment. According to OSBM's calculation, it

could be a \$26K impact, but the given the average age of System Office employees, not as big an impact.

Ms. Estep asked if the “partner” would have to be spouse. Mr. Harris said there are no restrictions.

Mr. McBrayer read the following Resolution approved by the Board -

Resolution of the North Carolina State Board of Community Colleges

Paid Parental Leave Benefit for System Office Employees

WHEREAS, on May 23, 2019, Governor Cooper signed Executive Order No. 95, which provides paid parental leave to state employees for which the Governor has oversight responsibility; and

WHEREAS, the Executive Order invites state entities not subject to the Governor’s oversight to extend paid parental leave to their employees; and

WHEREAS, the State Board of Community Colleges has the statutory authority to adopt and administer policies which it deems necessary for the operation of the System Office; and

WHEREAS, the State Board of Community Colleges wishes to extend paid parental leave to all employees of the System Office.

NOW, THEREFORE, BE IT RESOLVED, that the State Board of Community Colleges hereby extends paid parental leave to all System Office employees, as described in Executive Order 95 and pursuant to the Paid Parental Leave Guidelines published by the Office of State Human Resources.

Adopted on this 15th Day of November 2019, in the City of Raleigh.

Mr. Willis asked if there is a discernment about whether the foster care is temporary or long term. Mr. Harris stated the policy does not disseminate, but it is limited to one event per twelve months.

On behalf of the Personnel Committee, Mr. McBrayer recommended and moved the following item be approved by the board:

Paid Parental Leave (Attachment PER 02)

The motion was unanimously approved by voice vote.

For Information

College President Status Report – November 2019 (Attachment PER 05)

Mr. McBrayer briefly discussed the President Status Report and number of new presidents. Currently, seven (7) colleges searching for new presidents.

STRATEGIC PLANNING COMMITTEE, Mr. Burr Sullivan, Vice-Chair

For Action

Strategic Planning Committee Charter (Attachment PLAN 01)

Mr. Sullivan stated the Charter was discussed in committee and there were no comments.

On behalf of the Strategic Planning Committee, Mr. Sullivan recommended and moved the following item be approved by the board:

Strategic Planning Committee Charter (Attachment PLAN 01)

The motion was unanimously approved by voice vote.

For Information

Enrollment Task Force Update

Mr. Sullivan reviewed the make-up of the committee. Reviewed the main topics from the meeting:

- Long way from being finished. Will keep Board up to date in the spirit of transparency.
- The task force does not seek consolidation.
- Demographics present challenges and opportunities, but we cannot use those as an excuse.
- We must have the courage to have difficult conversations about enrollment and everything will be done in a transparent environment.
- We need to look at the colleges that are experiencing chronic challenges.
- We must ensure our programs are relevant to our workforce.
- We must make sure that everyone is welcome at the 58 campuses.
- Talked about the characteristics of strong institutions.
- Talked about challenges facing some of the colleges and that some colleges have not bottomed out yet.
- How can we assist these colleges and use best practices across the system?
- We must look at trends and statistics, develop plans.
- Develop a support team, possibly of retired leaders to help.
- Talked about how to address and determine issues.
- What are the persistence rates?
- Strategic enrollment teams.
- Importance of colleges have a strong business plan.
- Transparency

Mr. Shook thanked Mr. Sullivan and the other members. The meeting was at Sandhills and longer than the initial meeting. Task Force had 6-7 hours of discussion and everyone agreed we have a myriad of issues facing us. There will not be any one fix. There may be some policy changes needed. Hope for colleges to cooperate and coordinate. There will be roles for trustees and presidents as well. Having them all at the table helped us see all sides of an issue. If we fail to address the issues, then we are failing those areas of the state. As a system we must make sure the System continues to grow and serves all communities. It is about support and the future of the system. If people have concerns or input, please share it with us. We are going to continue taking on this issue.

Mr. Johnson stated there was conversation about regionalization. Those options should stay on the table and discussed. It should be looked at seriously and not dismissed. Chairman Shook stated we are not dismissing, but we will not force colleges to consolidate. It is destructive and not benefit the student. If colleges come together to present the want to do so, we can help. We are also looking at the sharing of and funding of programs. May be able to regionalize resources of programs to work together instead of competing against each other. We want to encourage the colleges to work better. "coopertition"

FINANCE COMMITTEE, Mr. Jim Rose, Chair

Purchasing Delegation Request - Cape Fear Community College (Attachment FC 02)

Ms. Grovenstein reviewed the process in place for delegation of authority of each of the colleges. Cape Fear Community College would like to increase its purchasing delegation to Tier 2 with a delegation authority of \$25,000. The request has been reviewed and approved by staff and State Purchase and Contract.

On behalf of the Finance Committee, Mr. Rose recommended and moved the following item be approved by the board.

Purchasing Delegation Request - Cape Fear Community College (Attachment FC 02)

The above item was approved by voice vote.

Final Approval for Multi-Campus Center Designations (Attachment FC 03)

Ms. Grovenstein stated this is the final approval for multi-campus designation for four colleges with funding appropriated through Senate Bill 61. Those colleges are Forsyth Technical Community College: Transportation Technical Center; Guilford Technical Community College: Aviation Center; Richmond Community College: Scotland County Campus; and Wake Technical Community College: RTP Campus. This finalizes the process of approval for the multi-campus centers.

On behalf of the Finance Committee, Mr. Rose recommended and moved the following item be approved by the board.

Final Approval for Multi-Campus Center Designations (Attachment FC 03)

The above item was approved by voice vote.

PROGRAMS COMMITTEE, Dr. Samuel Powell, Chair

Adoption of Amendment to 1D SBCCC 400.11 – "Education Services Through Career & College Promise (Curriculum)" Addition of Construction & Business Technologies (Attachment PROG 01)

Dr. Powell stated this is an adoption of amendments to the education services through Career and College Promise. Dr. Gold shared that this change originally came in September 2019 and there were no comments received. Additional amendments will be presented in January or February 2020.

On behalf of the Programs Committee, Dr. Powell recommended and moved the following item be approved by the board.

Adoption of Amendment to 1D SBCCC 400.11 – “Education Services Through Career & College Promise (Curriculum)” Addition of Construction & Business Technologies (Attachment PROG 01)

The above item was approved by voice vote.

STATE BOARD POLICY AND GOVERNANCE, Mr. Bob Stephens, Chair

Mr. Harris explained how the first five items are all related to the State Board of Proprietary Schools. Agenda items SBPG 01, 02, 04, and 05 just repeal and reorganize while SBPG 03 clarifies the path an entity would does not agree with the need for a license needs to take. These changes are an effort to streamline the process. Approval of SBPG 01 – 05 will start the rule making process for these rules.

Proposed Repeal of 2B SBCCC 100 – Refusal to Reissue or Renew License (Attachment SBPG 01)

Proposed Repeal of 2B SBCCC 200 – Suspension or Revocation of License (Attachment SBPG 02)

Proposed Adoption of 2B SBCCC 400 – Refusal to Reissue or Renew License (Attachment SBPG 04)

Proposed Adoption of 2B SBCCC 500 – “Suspension or Revocation of License” (Attachment SBPG 05)

On behalf of the State Board Policy and Governance Committee, Mr. Stephens recommended and moved the following item be approved by the board:

Proposed Repeal of 2B SBCCC 100 – Refusal to Reissue or Renew License (Attachment SBPG 01)

Proposed Repeal of 2B SBCCC 200 – Suspension or Revocation of License (Attachment SBPG 02)

Proposed Adoption of 2B SBCCC 400 – Refusal to Reissue or Renew License
(Attachment SBPG 04)

Proposed Adoption of 2B SBCCC 500 – “Suspension or Revocation of License”
(Attachment SBPG 05)

The motion was unanimously approved by voice vote.

Proposed Repeal of 2B SBCCC 300 – Exemptions from Licensure (Attachment SBPG 03)

On behalf of the State Board Policy and Governance Committee, Mr. Stephens recommended and moved the following item be approved by the board:

Proposed Repeal of 2B SBCCC 300 – Exemptions from Licensure (Attachment SBPG 03)

The motion was unanimously approved by voice vote.

Adoption of 1D SBCCC 400.2 – Admission to Colleges (SSNs) (Attachment SBPG 06)

Mr. Harris reviewed the rule and the background. The rule was meant to give colleges the ability to request a social security number and there be a consequence if it was not provided. The rule is written so that colleges may adopt, but it is not a requirement.

Mr. Stephens said that according to staff, it was deliberate to say “may” and there were no objections. At the committee meeting, some members questioned the use of “may” and felt it should be mandatory. Ms. Haygood shared it is important to keep in mind that there is a strong open-door policy. Some institutions have correspondence about fines if they don’t report social security numbers, others have not. The colleges do not want to present a barrier for students to attend colleges. The intent was to empower colleges to have a tool when the situation occurs.

Mr. Rose said a lot of different factors were thought to be connected to this item. Staff did a good job of providing details and context.

Mr. Holder stated he feels the Federal law should take precedence and we should follow the request of the Federal Government. Through conversation, the Committee discussed possibly passing the fines and fees to the student if they choose to not provide the information.

Mr. Johnson stated there are circumstances to say “may” for reasons other than Federal Government, but he would not mind it saying “shall” to comply with the law. Mr. Johnson suggested this be researched further.

Since this policy involves local boards, Mr. Stephens asked Ms. Woodson what NCACCT prefers. Ms. Woodson stated the trustees prefer “may”.

Mr. Stephens shared the Committee approved this item with a majority vote.

On behalf of the State Board Policy and Governance Committee, Mr. Stephens recommended and moved the following item be approved by the board. A roll call vote was requested.

Adoption of 1D SBCCC 400.2 – Admission to Colleges (SSNs) (Attachment SBPG 06)

The motion was passed with fifteen (15) in agreement with approving and four (4) against. Those against were Mr. Holder, Mr. Johnson, Mr. Nath, and Ms. Whitford.

Hearing Officer’s Recommendation in Apex Health Care Academy (Attachment SBPG 07)

Mr. Harris reviewed the details behind the hearing held to allow Apex Health Care to appeal the non-renewal of their license. The decision was to recommend the SBCC deny renewal of Apex Health Care Academy’s license.

On behalf of the State Board Policy and Governance Committee, Mr. Stephens recommended and moved the following item be approved by the board:

Hearing Officer's Recommendation in Apex Health Care Academy (Attachment SBPG 07)

The motion was unanimously approved by voice vote.

Recommendations for Initial Proprietary School Licensure (Attachment SBPG 08)

Mr. Harris stated the schools listed are recommended for licensure by the State Board of Proprietary Schools.

On behalf of the State Board Policy and Governance Committee, Mr. Stephens recommended and moved the following item be approved by the board:

Recommendations for Initial Proprietary School Licensure (Attachment SBPG 08)

The motion was unanimously approved by voice vote.

State Board Policy and Governance Charter (Attachment SBPG 09)

Mr. Harris stated this is to approve the new charter with the combined committees.

On behalf of the State Board Policy and Governance Committee, Mr. Stephens recommended and moved the following item be approved by the board:

State Board Policy and Governance Charter (Attachment SBPG 09)

The motion was unanimously approved by voice vote.

PRESIDENTS REPORT:

President Hans addressed the food insecurity brought up by both President Dalton and Mr. Watts. The System is working with the both public and private sector services which help students with food insecurities.

System Office staff is focused on working on the enrollment issues and hope to stem the decline with help from MyFutureNC and the marketing campaign.

Legislature continues to meet, but as mentioned, most legislative items have been approved. Momentum will continue forward. The Community College System is seen as a bi-partisan effort.

Mr. Sullivan commented that food security issues impact all the colleges. President Hans said that we may look at presenting more information on some of the programs that are in place which students have access to through the colleges.

BOARD MEMBER QUESTIONS / COMMENTS

Mr. McBayer thanked Dr. King for his leadership and friendship as he prepares for retirement.

Mr. Rose asked if there will be a telephonic meeting in December. Mr. Jenkins confirmed there is a plan in place for a telephonic meeting on December 11, 2019.

Chairman Blackwell thanked the staff for the actions that lead to committee and board meetings.

DATE OF NEXT MEETING

The next State Board meeting is scheduled for Thursday, January 16, 2020 and Friday, January 17, 2020 in the Dr. W. Dallas Herring State Board Room located in the Caswell Building in Raleigh, NC. More information regarding this meeting will be communicated.

EXPIRING TERMS AND VACANCIES

There are currently no terms expiring and one (1) vacancy for the members of the State Board.

ADJOURNMENT

Chairman Blackwell motioned to adjourn, seconded and unanimously approved by voice vote at 10:53 a.m.

RESPECTFULLY SUBMITTED BY:
Secretary

APPROVED BY:

Peter Hans, System President

Dr. Breeden Blackwell, Chair