

ILLINOIS EASTERN COMMUNITY COLLEGES

BOARD OF TRUSTEES

MONTHLY MEETING

November 15, 2022



Location:

**Wabash Valley College
2200 College Drive
Mt. Carmel, IL 62863**

Dinner & Meeting – 6:15 p.m. – Main Hall 101

The mission of Illinois Eastern Community College District 529 is to deliver exceptional education and services to improve the lives of our students and to strengthen our communities.

**Illinois Eastern Community Colleges
Board Agenda**

November 15, 2022

6:15 p.m.

**Wabash Valley College
Main Hall 101**

1. **Call to Order & Roll Call**Chairman Carter
2. **Welcome from the Chair**.....Chairman Carter
3. **Recognition of Visitors and Guests**..... President Fowler
 - A. Visitors and Guests
 - B. IECEA Representative
4. **Public Comment**
5. **Reports**
 - A. Trustees
 - B. Chancellor
 - C. Presidents
6. **Approval of Consent Agenda**.....Chancellor Gower
 - A. Disposition of Minutes
 - B. Articulation Agreements- EIU, ISU, McKendree, SIU
 - C. Withdrawal of Policy 200.6- Allied Health Technology Requirements
 - D. 2023 IECC Board Meeting Dates Resolution
 - E. 2023 IECC Holiday Calendar
7. **Action on Items Removed from Consent Agenda**.....Gower
8. **Policy First Reading (and Possible Approval)** Gower
 - A. None
9. **Policy Second Reading**Gower
 - A. None
10. **Staff Recommendations for Approval**
 - A. 2022 Estimated Tax Levy ResolutionGower
 - B. Marathon Property Tax AgreementGower
 - C. FY2022 Audit Hawkins

- D. Annual Financial Report..... Hawkins
- E. Purchase of Two (2) 2019 Wabash Trailers.....Gower
- F. Resolution to Invest in ISDLAF.....Gower
- 11. **Bid Committee Report**.....Gower
- 12. **District Finance**
 - A. Financial Report Hawkins
 - B. Approval of Financial Obligations Hawkins
- 13. **Executive Session**Gower
- 14. **Approval of Executive Session Minutes**
 - A. Written Executive Session Minutes.....Gower
 - B. Audio Executive Session MinutesGower
- 15. **Approval of Personnel Report**..... McDowell
- 16. **Collective Bargaining**Gower
- 17. **Litigation**Gower
- 18. **Other Items**
- 19. **Adjournment**

Minutes of a regular meeting of the Board of Trustees of Illinois Eastern Community Colleges – Frontier Community College, Lincoln Trail College, Olney Central College, Wabash Valley College – Community College District No. 529, Counties of Richland, Clark, Clay, Crawford, Cumberland, Edwards, Hamilton, Jasper, Lawrence, Wabash, Wayne and White, and State of Illinois, held in the Main Hall 101, Wabash Valley College, 2200 College Drive, Mt. Carmel, Illinois, Tuesday, November 15, 2022.

AGENDA #1 – “Call to Order & Roll Call” – Chairman Gary Carter called the meeting to order at 6:15 p.m. and directed the Board Secretary Pro Tempore, Barbara Shimer to call the roll.

Roll Call: The Secretary called the roll of members present and the following trustees answered to their names as called and were found to be present: John D. Brooks, Roger Browning (via electronic means), Gary Carter, Brenda K. Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Also present was Raechel Hnetkovsky, student trustee. Trustees absent: None. There being a quorum present, the Chair declared the Board of Trustees to be in open, public session for the transaction of business.

(Note: In accordance with Board of Trustees Policy No. 100.4, the student trustee shall have an advisory vote, to be recorded in the Board Minutes. The advisory vote may not be counted in declaring a motion to have passed or failed.)

Also present at this meeting, in addition to trustees:

Ryan Gower, Chancellor.

Jay Edgren, President of Frontier Community College.

Roger Eddy, Interim President of Olney Central College.

Matt Fowler, President of Wabash Valley College.

Ryan Hawkins, Chief Financial Officer/Treasurer.

Andrea McDowell, Director of Human Resources.

AGENDA #2- “Welcome from the Chair”- Chairman Carter welcomed all who were present for the meeting.

AGENDA #3 – “Recognition of Visitors & Guests” –

#3-A. Visitors & Guests: Visitors and guests present were recognized.

#3-B. IECEA Representative: None.

AGENDA #4 – “Public Comment” – None.

AGENDA #5 – “Reports” –

#5-A. Report from Trustees: None.

#5-B. Report from Chancellor: Chancellor Gower provided details on opportunities and challenges in addition to his electronic report.

#5-C. Report from Presidents: Reports were presented from the Presidents.

AGENDA #6 “Consent Agenda” - The following consent agenda items were presented for approval.

#6-A. “Disposition of Minutes”: Open meeting minutes as prepared for the regular meeting held Tuesday, October 18, 2022, were presented for disposition.

#6-B. “Articulation Agreements- EIU, ISU, McKendree, SIU”: Chancellor Ryan Gower recommended acceptance of Articulation Agreements with Eastern Illinois University, Indiana State University, McKendree University, Southern Illinois University.

#6-C. “Withdrawal of Policy 200.6- Allied Health Technology Requirements”: Chancellor Ryan Gower recommended the withdrawal of the policy following the inclusion considerations of the Physical Therapist Assistant program.

ADMINISTRATION- 200

Allied Health Technology Requirements Policy (200.6)

Date Adopted: December 12, 2017

Deleted by Board Action: November 15, 2022 (Pending Board Approval)

~~In pursuit of advancing technology within academic programs, the Allied Health Department has instituted technology requirements for enrollment in the Associate in Applied Science in Radiography and Associate Degree in Nursing programs. Allied Health is preparing nursing and radiography students for technology usage in the classroom and clinical setting. This initiative assists in meeting learning outcomes, provides a consistent testing platform, and prepares students for employment in their field.~~

~~Effective July 1, 2018, students who enroll in these programs will be required to purchase an Apple iPad that meets the minimum technology requirements as outlined yearly by the Allied Health Department. The purchase of iPads will be coordinated by the Allied Health department and the Illinois Eastern Community Colleges Information Technology staff. — Students who currently own an Apple iPad must present their machine for review by IT and AH staff to see if it meets the current minimum technology requirements.~~

Allied Health Technology Fee

~~Students in Allied Health programs will be charged a one-time fee based on the actual cost of an Apple iPad and an Apple Care warranty.~~

~~The following stipulations are in effect for this initiative:~~

~~No exchange or refunds will be provided once the iPad is signed out by the student at the beginning of the academic program.~~

~~Devices should be registered with the manufacturer upon setup.~~

~~Defective devices should be reported to the manufacturer per the warranty directions.~~

#6-D. “2023 IECC Board Meeting Dates Resolution”: Chancellor Gower reviewed and recommended the following proposed 2023 meeting dates for the IECC Board of Trustees.

Tuesday, January 17, 2023, 6:15 p.m., Olney Central College

Tuesday, February 21, 2023, 6:15 p.m., Wabash Valley College

Tuesday, March 21, 2023, 6:15 p.m., Frontier Community College

Tuesday, April 25, 2023, 6:15 p.m., Lincoln Trail College

Tuesday, May 16, 2023, 6:15 p.m., Olney Central College

Tuesday, June 20, 2023, 6:15 p.m., Wabash Valley College

Tuesday, July 18, 2023, 6:15 p.m., Frontier Community College

Tuesday, August 15, 2023, 6:15 p.m., Lincoln Trail College

Tuesday, September 19, 2023, 6:15 p.m., Olney Central College

Tuesday, October 17, 2023, 6:15 p.m., Wabash Valley College

Tuesday, November 21, 2023, 6:15 p.m., Frontier Community College

Tuesday, December 12, 2023, 6:15 p.m., Lincoln Trail College

Board Action to Approve Consent Agenda: Trustee John Brooks made a motion to approve the consent agenda as presented. Trustee Brenda Culver seconded the motion and on a recorded roll call vote ordered by the Chair the following trustees voted yea: John Brooks, Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

AGENDA #7- “Action on Items Removed from Consent Agenda”- Agenda Item #6-E was removed from the consent agenda for further discussion.

#6-E. “2023 IECC Holiday Calendar”: Chancellor Gower reviewed the proposed IECC Holiday Calendar and recommended approval of the holiday calendar for Administrative, Technical, Professional Non-Faculty, Clerical & Maintenance Staff for Calendar Year 2023 as follow:

Monday	January 16	Martin Luther King Jr. Day
Monday	February 20	President’s Day
Friday	April 7	Spring Holiday
Monday	May 29	Memorial Day
Monday	June 19	Juneteenth Observed
Tuesday	July 4	Independence Day
Monday	September 4	Labor Day
Monday	October 9	Columbus Day
Friday	November 10	Veterans Day
Thursday	November 23	Thanksgiving
Friday	November 24	Thanksgiving
	December 19-22	Winter Break
Monday	December 25	Christmas Day
	December 26-29	Winter Break
Monday	January 1	New Year’s Day

Board Action: Trustee Roger Browning made a motion to approve the holiday calendar as presented. Trustee John Brooks seconded the motion and on a recorded roll call vote ordered by the Chair the following trustees voted yea: John Brooks, Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

AGENDA #8- “Policy First Reading (and Possible Approval)”- None.

AGENDA #9- “Policy Second Reading”- None.

AGENDA #10- “Staff Recommendations for Approval”- The following staff recommendations were presented for approval.

#10-A. 2022 Estimated Tax Levy Resolution: - Chancellor Gower recommended approval of the 2022 estimated tax levy as follows:

**RESOLUTION REGARDING ESTIMATED AMOUNTS
NECESSARY TO BE LEVIED FOR THE YEAR 2022**

WHEREAS, the Truth in Taxation Law requires that all taxing districts in the State of Illinois determine the estimated amounts of taxes necessary to be levied for the year not less than twenty (20) days prior to the official adoption of the aggregate tax levy of the district; and

WHEREAS, if the estimated aggregate amount necessary to be levied, exclusive of election costs and bond and interest costs, exceeds 105% of the aggregate amount of property taxes extended or estimated to be extended, including any amount abated by the taxing district prior to such extension, upon the levy of the preceding year, public notice shall be given and a public hearing shall be held on the district’s intent to adopt a tax levy in an amount which is more than 105% of such extension or estimated extension for the preceding year; and

WHEREAS, the aggregate amount of property taxes extended or estimated to be extended for 2021 was:

Education Purposes	\$3,175,000
Operations and Maintenance Purposes	1,375,000
Liability Insurance, Workers’ Compensation, Unemployment Insurance, Property Insurance and Medicare Contributions	1,040,000
Protection, Health, and Safety Purposes	200,000
Audit	<u>70,000</u>
Total	\$5,860,000

WHEREAS, it is hereby determined that the estimated amount of taxes necessary to be raised by taxation for the year 2022 is as follows:

Education Purposes	\$3,325,000
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Operations and Maintenance Purposes	1,435,000
Liability Insurance, Workers' Compensation, Unemployment Insurance, Property Insurance and Medicare Contributions	1,135,000
Protection, Health and Safety Purposes	200,000
Audit	<u>50,000</u>
Total	\$6,145,000

WHEREAS, the aggregate amount of property taxes extended, after abatement, for the bond and interest purposes for 2021 was \$1,934,211; and it is hereby determined that the estimated amount of taxes to be levied for bond and interest purposes for 2022 is \$1,896,618.

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees, Illinois Eastern Community College District No. 529, Counties of Richland, Clark, Clay, Crawford, Cumberland, Edwards, Hamilton, Jasper, Lawrence, Wabash, Wayne and White, State of Illinois, as follows:

Section 1: The aggregate amount of taxes estimated to be levied for the year 2022, exclusive of bond and interest costs, is \$6,145,000.

Section 2: The aggregate amount of taxes estimated to be levied for the year 2022, exclusive of bond and interest costs, does not exceed 105% of the taxes extended by the district in the year 2021.

Section 3: The aggregate amount of taxes estimated to be levied for the year 2022 for debt service is a 1.9% decrease from the taxes extended for debt service for 2021.

Section 4: In light of Section 2 above, the Provisions of Section Five through Seven of the Truth in Taxation Act do not apply to the adoption of the 2022 aggregate levy, and the District is not required to publish notice of or to conduct a hearing thereon.

Section 5: This resolution shall be in full force and effect forthwith upon its passage.

ADOPTED this 15th day of November 2022.

BOARD OF TRUSTEES

ILLINOIS EASTERN COMMUNITY COLLEGES

COUNTIES OF RICHLAND, CLARK, CLAY,
CRAWFORD, CUMBERLAND, EDWARDS,
HAMILTON, JASPER, LAWRENCE, WABASH,
WAYNE, AND WHITE

STATE OF ILLINOIS

By: _____

Chairman

ATTEST:

Pro Tempore Secretary

Board Action: Trustee Roger Browning made a motion to approve the 2022 estimated tax levy resolution as presented. Trustee John Brooks seconded the motion and on a recorded roll call vote ordered by the Chair the following trustees voted yea: John Brooks, Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

#10-B. Marathon property Tax Agreement – Chancellor Gower recommended approval of the Marathon Property Tax Agreement as follows:

MARATHON PETROLEUM COMPANY LP
ROBINSON REFINERY REAL PROPERTY TAX
ASSESSMENT SETTLEMENT AGREEMENT

THIS ROBINSON REFINERY REAL PROPERTY TAX ASSESSMENT SETTLEMENT AGREEMENT (“Agreement”) is made as of the ___ day of November, 2022, by and between Marathon Petroleum Company LP (“Marathon”) and affiliates, Crawford County, Robinson Township, Robinson Township Road District, Illinois Eastern Community College District No.529, Robinson Community Unit School District No. 2, Robinson Public Library District, Robinson Township Fire Protection District, Crawford County Hospital District, Crawford County Forest Preserve District, and the Crawford County Airport Authority (collectively, the “Taxing Districts”), the Supervisor of Assessments of Crawford County (the “Supervisor of Assessments”), and the Crawford County Board of Review (the “Board of Review”).

WITNESSETH

WHEREAS, Marathon, the Taxing Districts, the Supervisor of Assessments, and the Board of Review (hereinafter referred to collectively as the “Parties”, and individually as “Party”), now voluntarily enter into this Agreement pursuant to the Illinois Property Tax Code (35 ILCS 200/1, *et. seq.*), Article VII, Section 10(a) of the Illinois Constitution (Ill. Const. Art. VII, §10(a)), the Illinois Intergovernmental Cooperation Act (5 ILCS 220/1, *et. seq.*), and all other applicable authority of the Parties; and

WHEREAS, Marathon owns certain real property located within Crawford County, Illinois, which is operated by Marathon as a petroleum refinery, the permanent index real estate tax numbers of which are 05-1-34-000-021-000 and 05-1-34-100-021-000 (collectively, the “Refinery”); and

WHEREAS, Marathon owns certain real property located within the Refinery, which has been certified by the Illinois Pollution Control Board as pollution control facilities under the Illinois Property Tax Code (35 ILCS 200/11-10), the permanent index real estate tax number of which is 05-1-34-000-021-001 (the “Pollution Control Facilities”); and

WHEREAS, the Taxing Districts constitute all of the entities with jurisdiction to levy *ad valorem* real property taxes against the Refinery and the Pollution Control Facilities; and

WHEREAS, the Supervisor of Assessments and the Board of Review are the duly

appointed officials responsible for establishing the assessed value of the Refinery; and

WHEREAS, the Supervisor of Assessments and Board of Review execute this Agreement solely for the purpose of agreeing to implement the terms of **Paragraph 2** of this Agreement as requested by the Parties; and

WHEREAS, the Parties acknowledge that they are entering into this Agreement voluntarily;

NOW, THEREFORE, in consideration of the mutual covenants set forth herein, the sufficiency and receipt of which is hereby acknowledged, the Parties, intending to be legally bound, do hereby agree as follows:

1. The recitals set forth above are incorporated herein as an agreed statement of facts and the Parties stipulate that they are true and correct.

2. Except as provided for in **Paragraph 2(c)**, for tax years 2019 through 2022, the Equalized Assessed Value of the Refinery shall be set at the following values:

(a) Tax Year 2023

Equalized Assessed Value:

PIN 05-1-34-000-021-000	\$212,708,317
PIN 05-1-34-100-021-000	<u>\$851,434</u>
TOTAL	\$213,559,751

Tax Year 2024

Equalized Assessed Value:

PIN 05-1-34-000-021-000	\$212,708,317
PIN 05-1-34-100-021-000	<u>\$851,434</u>
TOTAL	\$213,559,751

Tax Year 2025

Equalized Assessed Value:

PIN 05-1-34-000-021-000	\$212,708,317
PIN 05-1-34-100-021-000	<u>\$851,434</u>
TOTAL	\$213,559,751

Tax Year 2026

Equalized Assessed Value:

PIN 05-1-34-000-021-000	\$212,708,317
PIN 05-1-34-100-021-000	<u> \$851,434</u>
TOTAL	\$213,559,751

- (b) It is the intent of the Parties that the equalized assessed values specified in **Paragraph 2(a)** above will be the final assessments after imposition of all multipliers. If the imposition of a multiplier by the Department of Revenue or any other agency of the State of Illinois would result in an equalized assessed value which differs from the amount specified in this Agreement, the Parties shall make all efforts to correct the assessed value by any statutory means available (such as Certificate of Error) or other means prior to the due date of tax payments.
- (c) The equalized assessed values set forth in **Paragraph 2(a)** above do not include the value of any new improvements, replacements, or additions to the Refinery under construction as of January 1, 2023 or any new improvements, replacements, or additions to the Refinery on which construction commences after January 1, 2023. Any new improvements, replacements, or additions to the Refinery completed subsequent to January 1, 2023 shall be assessed by the Supervisor of Assessments in the year first following completion of the new improvement, replacement, or addition. However, the taxes attributable to the resulting increase in assessed value shall be abated pursuant to the existing, or any succeeding, Robinson/Crawford County Enterprise Zone Ordinance. Furthermore, the equalized assessed values set for in Paragraph 2(a) above shall not be reduced as the result of any new or additional items at the Refinery being certified as pollution control facilities by the Illinois Pollution Control Board.
- (d) For tax years 2027 and thereafter, the equalized assessed value of the Refinery shall be determined in accordance with the provisions of the Illinois Property Tax Code. The terms and conditions of this Agreement shall not affect the determination of the equalized assessed value, or bar any Party from advocating any value for: (1) new improvements, replacements, or additions to the Refinery under construction as of January 1, 2023; (2) any new improvements, replacements, or additions to the Refinery on which construction commences after January 1, 2023; (3) the Refinery as a whole; or (4) the Pollution Control Facilities, after tax year 2026.

3. The equalized assessed values set forth in **Paragraph 2(a)** above do not include the value of any improvements which have been certified by the Illinois Pollution Control Board as pollution control facilities. For tax years 2023 through 2026, the equalized assessed value of the Pollution Control Facilities shall be as determined and published by the Illinois Department of

Revenue.

4. The Parties agree that if any legislative or administrative changes occur in any statutes, laws, rules, regulations, or by court or administrative decisions which would have an effect of increasing or decreasing the equalized assessed value of the Refinery, the equalized assessed value of the Refinery shall remain as specified in this Agreement for tax years 2023 through 2026. The Parties further agree to cooperate in the pursuit of a legal or administrative remedy so as to achieve the equalized assessed values provided in **Paragraph 2(a)** above.

5. If an accidental event such as a fire or natural disaster renders the Refinery unfit for customary use, Marathon may file an application for assessment reduction pursuant to the provisions of 35 ILCS 200/9-180.

6. The Parties agree not to challenge the terms of this Agreement, directly or indirectly, and shall not provide any financial support for litigation or otherwise participate directly or indirectly in litigation seeking to increase or decrease the assessed values set in conformity with **Paragraphs 2 and 3** above, or to increase or decrease any tax payments made or to be made by Marathon as a result of this Agreement. Notwithstanding the foregoing, if any non-party to this Agreement files an appeal or complaint or petition seeking to increase or decrease the assessed value of the Refinery or the assessed value of the Pollution Control Facilities, then the Parties shall have the right and obligation to appear in the proceeding for the purpose of advising the court or administrative agency that they support the validity and enforceability of this Agreement and the assessments set forth in **Paragraph 2(a)** above and taxes to be paid by Marathon as a result of this Agreement. If the Taxing Districts, or any of them, file an appeal, complaint or petition seeking to increase the assessment of the Refinery or the Pollution Control Facilities, Marathon shall have the right to intervene in any such proceedings to enforce the terms of this Agreement and to respond to any and all such allegations. If Marathon files an appeal, complaint or petition seeking to decrease the assessment of the Refinery or the Pollution Control Facilities, any one or more of the Taxing Districts shall have the right to intervene in any such proceedings to enforce the terms of this Agreement and to respond to any and all such allegations.

7. The Agreement shall be in full force and effect until December 31, 2027.

Notwithstanding termination of this Agreement:

- (a) Each Party may exercise its rights under this Agreement and each Party shall have all its obligations under this Agreement after December 31,

2027, but only with respect to levies, assessments, and taxes or litigation associated therewith for tax years 2013 through 2026; and

- (b) Each Party may initiate litigation with regard to any claim of breach of any terms or conditions of this Agreement by any other Party within the applicable time period of any statute of limitations or statute of repose, but in no event later than December 31, 2027; and
- (c) It is expressly understood that prior to termination of this Agreement any Party to this Agreement has the right to prepare for matters relating to the assessed valuation of the Refinery and Pollution Control Facilities for tax years 2027 and thereafter.

8. This Agreement shall become effective upon execution of the Agreement by all Parties and shall be null and void and of no force or effect whatsoever unless all Parties approve and execute this Agreement in full.

9. Marathon shall not file, nor be a party to, nor provide any financial support to, any tax rate objection or tax objection complaint against any of the Taxing Districts for tax years 2023 through 2026.

10. The Parties acknowledge that the assessments set forth in **Paragraph 2(a)** are the result of a compromise relating to the real property tax assessment of the Refinery and the Pollution Control Facilities. The terms and conditions of this Agreement shall not affect the determination of the equalized assessed value, or bar any Party from advocating any value of the Refinery or Pollution Control Facilities, after tax year 2026.

11. The Parties to this Agreement acknowledge and agree that the legal remedies available to the Parties for a breach of this Agreement are inadequate and that each Party may seek and is entitled to the remedy of specific performance, injunctive relief, and any other appropriate remedy. Should any Party or Parties breach this Agreement, all the other Parties agree to join in any action to enforce this Agreement.

12. If a court of competent jurisdiction determines that any provision of this Agreement is void or unenforceable, then this entire Agreement shall be void and unenforceable.

13. To the extent permitted by law, the provisions of this Agreement shall supersede any and all legislation, statutes, ordinances, policies, resolutions, codes, and regulations that may conflict with the provisions of this Agreement.

14. The Parties to this Agreement shall take all actions reasonable and necessary to defend the validity of this Agreement and to defend all actions taken and all documents executed pursuant to or in connection with this Agreement, and shall take no action, directly or indirectly, to seek to frustrate the terms or intent of this Agreement.

15. The execution of this Agreement has been duly authorized by the governing Board of each of the Taxing Districts and by the corporate authorities of Marathon.

16. This Agreement may be executed in any number of counterparts with the same effect as if the signature to each counterpart were upon the same instrument.

17. This Agreement shall bind and inure to the benefit of the Parties hereto and their respective heirs, successors, transferees, and assigns. The Parties hereto intend that the provisions hereof shall benefit only the Parties hereto and do not intend this Agreement to benefit any person or entity that is not a party to this Agreement.

18. This Agreement contains the complete and entire agreement of the Parties and supersedes any prior understandings, agreements, or representations by or between the Parties, written or oral, which may be related in any way to the subject matter hereof.

19. This Agreement shall be governed by and interpreted in accordance with the laws of the State of Illinois, the State in which this Agreement is deemed to have been executed and delivered.

20. The Parties agree that any disputes arising out of, related to, or in any way connected to the subject matter of this Agreement shall be litigated, if at all, solely in the Circuit Court for the Second Judicial Circuit, Crawford County, Illinois.

Board Action: Trustee Brenda Culver made a motion to approve the Marathon Property Tax Agreement as presented. Trustee Jan Ridgely seconded the motion and on a recorded roll call vote ordered by the Chair the following trustees voted yea: John Brooks, Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

#10-C. FY2022 Audit: Ryan Hawkins reviewed the FY2022 Audit with the Board, and asked that approval be given to pass the resolution and forward the audit to the Illinois Community College Board.

**RESOLUTION OF THE BOARD OF TRUSTEES
ANNUAL AUDIT**

WHEREAS, 110 ILCS 805/3-22.1 of the Illinois Public Community College Act requires the conduct of an annual audit for Illinois Eastern Community College District 529,

WHEREAS, it is required that the Board of Trustees review and accept the annual audit.

WHEREAS, it is required that the audit be submitted to the Illinois Community College Board,

THEREFORE, SO BE IT RESOLVED, that the Board of Trustees of Illinois Eastern Community College District #529, accepts and approves the annual audit of the district as submitted by Martin Hood LLP.

FURTHER, BE IT RESOLVED, that the Board of Trustees of Illinois Eastern Community Colleges District 529 authorizes the Chancellor to submit the audit to the Illinois Community College Board.

By order of the Board of Trustees.

ILLINOIS EASTERN COMMUNITY COLLEGE DISTRICT #529

_____ November 15, 2022
Chairman Date

_____ November 15, 2022
Pro Tempore Secretary Date

Board Action: Trustee John Brooks made a motion to approve the Annual Audit as presented. Trustee Roger Browning seconded the motion and on a recorded roll call vote ordered by the Chair the following trustees voted yea: John Brooks, Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

#10-D. Annual Financial Report: Ryan Hawkins reviewed the Annual Financial Report and recommended Board approval to publish the document locally, pursuant to Section 3-22.2 of the Public Community College Act.

ILLINOIS EASTERN COMMUNITY COLLEGES DISTRICT NO. 529
ANNUAL FINANCIAL REPORT
For the Fiscal Year Ended June 30, 2022

Community College District No. 529 Counties of Clark, Clay, Crawford, Cumberland, Edwards, Hamilton, Jasper, Lawrence, Richland, Wabash, Wayne, and White, State of Illinois

Total District Assessed Valuation: \$ 1,840,036,736
Total District Bonded Debt: \$ 5,395,000

Tax Revenues:	<u>Extensions</u>	<u>Rates</u>
Education Fund	\$ 3,175,000	0.00175
Operations and Maintenance Fund	\$ 1,375,000	0.00075
Bond and Interest Fund	\$ 1,934,212	0.00105
Liability, Protection, and Settlement Fund	\$ 1,040,000	0.00057
Audit Fund	\$ 70,000	0.00004
Protection, Health, and Safety	\$ 213,741	0.00038

STATEMENT OF REVENUE AND EXPENDITURES
For the Fiscal Year Ended 2022

<u>REVENUE BY SOURCE</u>	<u>Education Fund</u>	<u>Operations & Maintenance Fund</u>	<u>Debt Service Fund</u>	<u>Other Tax Funds</u>
Local Government	\$ 4,195,823	\$ 2,502,276	\$ 1,854,968	\$ 1,304,198
State Government	13,407,632	-	-	-
Federal Government	2,465,463	305,732	-	622,693
Student Tuition and Fees	10,998,060	1,047,083	-	-
Other Sources	480,829	117,679	-	76,916
TOTAL REVENUE	31,547,807	3,972,770	1,854,968	2,003,807
 <u>EXPENDITURES BY PROGRAM</u>				
Instruction	12,571,796	-	-	-
Academic Support	486,835	-	-	-
Student Services	2,005,422	-	-	-
Public Services	4,234	-	-	-
Auxiliary Enterprises	9,099	-	-	-
Operation and Maintenance of Plant	47,952	3,257,718	-	-
Institutional Support	6,658,119	343,228	1,818,370	4,048,638
Scholarships, Student Grants, and Waivers	4,917,633	-	-	-
TOTAL EXPENDITURES	26,701,090	3,600,946	1,818,370	4,048,638
OTHER FINANCING USES: Operating Transfers-In / (Out)	(1,247,461)	-	-	-
Excess (or Deficiency) of Revenue over Expenditures and Other Financing Uses	3,599,256	371,824	36,598	(2,044,831)
FUND BALANCE (Deficit), July 1, 2021	14,584,646	3,531,656	481,485	7,295,750
FUND BALANCE (Deficit), June 30, 2022	\$ 18,183,902	\$ 3,903,480	\$ 518,083	\$ 5,250,919

Illinois Eastern Community Colleges District 529 is one of thirty-nine tax supported community college districts in the State recognized by the Illinois Community College Board and Illinois Board of Higher Education, and offers a wide variety of educational opportunities. IECC delivers educational offerings from its four locations; Frontier Community College, Lincoln Trail College, Olney Central College, and Wabash Valley College, in all or portions of 12 counties.

The District offers degrees in Associate in Arts, Associate in Science, Associate in Science and Arts, Associate in General Studies, Associate Degree Nursing, Certificate in General Studies and Certificates in (8) eight Vocational Skills areas and GECC Credential.

Frontier Community College offers (17) seventeen Certificates in Career and Technical Education and (7) seven Associate in Applied Science degrees.

Lincoln Trail College offers (19) nineteen Certificates in Career and Technical Education and (5) five Associate in Applied Science Degrees in Career and Technical Education.

Olney Central College offers (27) twenty-seven Certificates in Career and Technical Education and (14) fourteen Associate in Applied Science Degrees in Career and Technical Education.

Wabash Valley College offers (29) twenty-nine Certificates in Career and Technical Education and (14) fourteen Associate in Applied Science Degrees in Career and Technical Education.

Annual Enrollment Data by Semester, including Summer Term:

Headcount: 17,241	Full-time Equivalent: 2,927
Staff Data: Full-time 287	Part-time: 538

All accounts of said Illinois Eastern Community Colleges District No. 529 were audited by Martin Hood LLC, Certified Public Accountants, for the fiscal year July 1, 2021, through June 30, 2022.

Dated at Olney, Illinois, this 15th day of November 2022.

Chairman, Board of Trustees: _____

Gary Carter

Pro Tempore Secretary, Board of Trustees: _____

Barbara Shimer

Treasurer, Board of Trustees: _____

Ryan Hawkins

Illinois Eastern Community Colleges District No. 529 does not discriminate on the basis of race, color, sex, pregnancy, gender identity,

sexual orientation, age, marital status, parental status, religious affiliation, veteran status, national origin, ancestry, order of protection status, conviction record, physical or mental disability, genetic information, or any other protected category. Illinois Eastern Community Colleges adheres to the Federal Regulations of the Americans with Disabilities Act of 1990 and offers appropriate services or activities with reasonable accommodations to any qualified disabled individual upon requests. Inquiries regarding compliance with the policy may be directed to:

Equal Opportunity Officers:

Bonnie Chaplin, IECC District Office, Olney, IL

Paul Bruinsma, Frontier Community College, Fairfield, IL

Jackie Shamhart, Lincoln Trail College, Robinson, IL

Michael Conn, Olney Central College, Olney, IL

Katie Hinderliter, Wabash Valley College, Mt. Carmel, IL

Board Action: Student Trustee Raechel Hnetkovsky made a motion to approve the Annual Financial Report as presented. Trustee Brenda Culver seconded the motion and on a recorded roll call vote ordered by the Chair the following trustees voted yea: John Brooks, Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

#10-E. Purchase of two 2019 Wabash Trailers: Chancellor Gower recommended the Board approve the purchase of two 2019 Wabash trailers to assist with the Truck Driving program at Wabash Valley College.

Board Action: Trustee Jan Ridgely made a motion to approve the purchase. Trustee Brady Waldrop seconded the motion and on a recorded roll call vote ordered by the Chair the following trustees voted yea: John Brooks, Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

#10-F. Resolution to Invest in ISDLAF: Chancellor Gower recommended the Board's approval of the Authorizing Resolution to allow the Treasurer of the Board to utilize the ISDLAF as an additional investment source for the District.

**RESOLUTION AUTHORIZING OR REAUTHORIZING
PARTICIPATION IN “THE FUND”**

**A RESOLUTION FOR FORMAL APPROVAL OF THE TREASURER’S PARTICIPATION IN THE FUND BY THE
BOARD OF THE SCHOOL DISTRICT OR COMMUNITY COLLEGE ON BEHALF OF WHICH THE TREASURER
ACTS**

WHEREAS this Board deems it to be in the best interest of Illinois Eastern Community Colleges District #529, (*insert name of School District or Community College*) to participate in the **Illinois School District Liquid Asset Fund Plus** (the “Fund”); and

WHEREAS, this Board deems it to be in the best interest of this school entity for its Treasurer to make use of, from time to time, the Fund and its programs, including the Multi-Class Series (Liquid Class and MAX Class), Term Series, Fixed Income Investments, and other Fund services that may be offered by the Trustees of the Fund; and

WHEREAS, this Board deems it to be in the best interest of this school entity for its Treasurer to make use of, from time to time, PMA Financial Network, LLC, PMA Securities, LLC, Prudent Man Advisors, LLC and Harris N.A., and/or their successors; and

WHEREAS, various materials regarding the Fund have been presented to this Board, including copies of its Information Statement and Declaration of Trust,

NOW, THEREFORE, BE IT RESOLVED BY THIS BOARD:

- That the Board authorizes (or reauthorizes) its participation in the Fund by the Treasurer of this school entity; and
- That the Treasurer or those acting on behalf of the Treasurer shall invest the school entity’s available funds from time to time and withdraw such funds from time to time in accordance with the provisions of the Declaration of Trust; and
- That the Treasurer or those acting on behalf of the Treasurer shall make use of, from time to time, Fixed Income Investments offered by the Fund and which are legal under Illinois investment statutes, including but not limited to 30 ILCS235 and that which are also permitted by this school entity’s investment policy; and
- That monies of this entity may be invested at the discretion of the Treasurer or those acting on behalf of the Treasurer through the intermediaries PMA Securities, LLC, PMA Financial Network, LLC, and Prudent Man Advisors, LLC and/or their successors; and
- That the entity may open depository accounts, make permitted investments, enter into wire transfer agreements, safekeeping agreements, third party surety agreements securing deposits, collateral agreements, letters of credit, and lockbox agreements with institutions participating in Fund programs including Harris N.A., its successor, or programs of PMA Financial Network, LLC and PMA Securities, LLC, and that any depository institutions shall be deemed eligible depositories for District funds per Illinois School Code Section 8-7. Monies of this entity may be deposited in financial institutions, from time to time in the discretion of the Authorized Officials, pursuant to the Fixed Income Investment Program available to participants of the Fund through the intermediaries PMA Financial Network, LLC and PMA Securities, LLC PMA Financial Network LLC and/or PMA Securities, LLC are authorized to act on behalf of this school entity as its agent with respect to such accounts and agreements; and
- That the Treasurer or those acting on behalf of the Treasurer may execute documents, financial planning contracts, financial advisory contracts and other applicable agreements, as necessary, with PMA Financial Network, LLC, PMA Securities, LLC, Prudent Man Advisors, LLC, and BMO Harris Bank, and/or their successors. The following individuals, or their successors, currently holding the office or position are designated as “Authorized Officials” with full power and authority to effectuate the investment and withdrawal of monies, contracts and agreements on behalf of this school entity.

Name: Ryan Hawkins **Position:** CFO **Signature:** _____

Name: Ryan Gower **Position:** Chancellor **Signature:** _____

It is hereby certified that Illinois Eastern Community Colleges District #529, the Treasurer of which is Ryan Hawkins **adopted this Resolution at a duly convened meeting of the Board of the entity held on the** 15th **day of** November, 2022, **and that such Resolution is in full force and effect on this date, and that such Resolution has not been modified, amended, or rescinded since its adoption.**

Secretary of the Board

AGENDA #11 – “Bid Committee Report” – None.

AGENDA #12 – “District Finance” – The following district financial matters were presented by CFO and Treasurer, Ryan Hawkins:

#12-A. Financial Reports: The monthly financial reports were presented, including the treasurer's report, showing the balance in all funds as of October 31, 2022.

#12-B. Approval of Financial Obligations: District financial obligations (Listing of Board Bills) for November 2022, totaling \$3,207,675.47, were presented for approval.

Board Approval for Payment of Financial Obligations: Trustee Jan Ridgely made a motion to approve payment of district financial obligations for November 2022, in the amounts listed. Trustee Roger Browning seconded the motion and on a recorded roll call vote ordered by the Chair the following trustees voted yea: John Brooks, Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

AGENDA #13 – “Executive Session” – None.

AGENDA #14 – “Approval of Executive Session Minutes” – Trustee Brenda Culver made motion to approve written and audio executive session minutes of a closed session held during the regular meeting, Tuesday, October 18, 2022, as presented. Raechel Hnetkovsky seconded the motion and the following trustees voted yea: John Brooks, Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

AGENDA #15 – “Approval of Personnel Report” – Andrea McDowell reviewed the following Personnel Report and the Chancellor recommended approval.

400.1. Employment of Personnel

A. Faculty

1. Kristina Isaac, Nursing Instructor, OCC/WVC, effective January 3, 2023.
2. Benjamin Bomer, Chemistry Instructor, WVC, effective January 3, 2023.

B. Professional, Non-Faculty, Exempt

1. Matthew McCue, Head Baseball Coach, FCC, effective October 24, 2022.
2. Sonja Music, Assistant Director, HR, Employee Achievement, DO, effective November 21, 2022.

C. Classified

1. Jennifer Dunn, Student Services Specialist, FCC/DO, effective November 21, 2022.
2. Donna Sigler, Office Assistant, WVC, effective November 21, 2022.

400.2. Change in Status

A. Professional, Non-Faculty, Exempt

1. Tabatha Niduaza, Director of Academic Success Center, WVC, to Director of Instructional Services, WVC, effective November 21, 2022.

400.3. Temporary Employment

A. Professional, Non-Faculty, Non-Exempt

1. Fawna Forrest, HR Coordinator, DO, effective January 3, 2023.

400.4. Special Assignment (Attachment)

400.5. Approval to Hire Prior to December Board Meeting, Student Success Coach, WVC-FCC & LTC-OCC

400.6. Resignation Ratification

A. Faculty

1. Heather Sandy, Art Instructor, OCC, effective December 31, 2022.

400.7. Retirement Ratification

A. Faculty

1. Wanda Douglas, Nursing Instructor, OCC, effective January 1, 2023.

B. Classified

1. Lawrence Harbaugh, Jr., Custodian, OCC, effective November 1, 2022.

#15- Board Action to Approve Personnel Report: Trustee Brenda Culver made a motion to approve the Personnel Report as presented. Trustee Raechel Hnetkovsky seconded the motion, and on a recorded roll call vote ordered by the Chair the following trustees voted yea: John Brooks,

Roger Browning, Gary Carter, Brenda Culver, Jan Ridgely, Barbara Shimer, Brady Waldrop. Student advisory vote: Yea. Trustees voting nay: None. Trustees absent: None. The motion having received 7 yea votes and 0 nay votes, the Chair declared the motion carried.

AGENDA #16 – “Collective Bargaining” None.

AGENDA #17 – “Litigation” – Chancellor Gower provided an update on ongoing litigation.

AGENDA #18 – “Other Items” – None.

AGENDA #19 – “Adjournment” – Trustee Waldrop made a motion to adjourn. Trustee Culver seconded the motion. The Chair asked trustees in favor of the motion to say “Aye” and those opposed to say “No.” The voice vote was taken. The Chair declared the “Ayes” have it, the motion is adopted, and the meeting was adjourned at 8:44 p.m.