

**NORTHERN NEW MEXICO COLLEGE  
BOARD OF REGENTS MEETING  
August 20, 2018**

**I. CALL TO ORDER**

A Regular Meeting of the Board of Regents of Northern New Mexico College was held on Friday, August 20, 2018, in the Board Room of Northern New Mexico College, Espanola Campus. Regents present: Kevin F. Powers, Robert Rhodes, Ph.D., Damian L. Martinez, Esq., and Joshua K. Jaio Martinez. Board President Powers called the meeting to order at 8:30AM.

Northern New Mexico College staff present: President Richard J. Bailey, Jr.; Ricky Bejarano, Vice President for Finance & Administration; Vince Lithgow, Comptroller; Ivan Lopez Hurtado, Ph.D., Provost and Vice President for Academic Affairs; Ryan Cordova, Athletic Director and Men's Basketball Coach; Chris Trujillo, IT; and Amy Pena, Executive Assistant to the President and Board Secretary.

Faculty Present: Dr. Heather Winterer

Others present: Jake Arnold and Rio Grande Sun Reporter.

**II. APPROVAL OF AGENDA**

Board President Powers stated there is a bit of a situation, Regent Joshua Martinez needs to leave the meeting by 9:00AM to go to class which is a very important thing for him to do. Board President Powers stated he would like to do a little rearranging on the Agenda. There are a number of things that are mainly informational up front and there is Resolution under the President's Report that is Action Required (VII.C.) and the Staff Reports for the Vice President for Finance & Administration and the Provost (VIII) and Board President Powers would like to move VIII.C to the top of the Agenda as well as the Staff Reports under VIII and take that first so Regent Joshua Martinez can participate in that. Regent Damian Martinez suggested the Board of Regents take on the Regents Meeting dates because that should not take so long and Regent Joshua Martinez will have input.

Board President Powers stated the Board of Regents will do III.B, VII.C and all of VIII and they will be done under II. Board President Powers stated he would entertain a motion to accomplish that.

**Regent Damian Martinez moved to rearrange the Agenda per Board President Power's recommendation. Second - Joshua Martinez. Motion passed unanimously.**

**III. COMMENTS FROM THE BOARD**

**A. HERC Update**

The Higher Education Regents Coalition (HERC) recently conducted its first educational conference and had a great turnout. It was a success and the first step in getting HERC to where it was intended to be. This is a group who will provide training and assistance to Regents across the State. At the end of the educational conference there was a joint meeting with the CUP Board and it went well, they shared a lot of information. Moving forward, the Legislative Session this year could bring some developments for higher education. It looks like they might be discussing and refining the Funding Formula. There are a number of

other initiatives that may be coming before the legislature that would impact higher education and the Regents and the Presidents are looking forward to working together to help guide that process.

Regent Rhodes stated for those of you do not know, Board President Powers is also Chairing and he put this whole operation together for this training session and he did an amazing job. When you look at it, Regents are like the rest of Higher Educations, it is like herding cats. Board President Powers has also been elected for one more year as that. So, either they really liked the work he did or really disliked him. It really is a compliment because it takes a lot of effort to do this.

Regent Damian Martinez asked Regent Joshua Martinez what time he would be leaving the Board of Regents Meeting. Regent Joshua Martinez stated 9:00AM. Regent Damian Martinez suggestion was to go into Executive Session to discuss the one issue and come back to Dr. Bailey's presentation. Board President Powers asked how long the Executive Session would take. President Bailey stated 5-10 minutes. Regent Rhodes stated the Board of Regents should go into Executive Session. Regent Damian Martinez stated they should because he does not know how many Executive Sessions Regent Joshua Martinez has been able to attend because of his schedule.

**Regent Rhodes moved to revise the Agenda to add the Executive Session on the next item. Second - Regent Damian Martinez.** Board President Powers stated there was a motion to revise the Agenda again and move down to Executive Session. **Motion passed unanimously.**

#### B. Board of Regents Meeting Dates

Board President Powers stated he spoke with Regent Joshua Martinez and Monday is his worst day of all. He is jammed up pretty much all day with classes. Tuesday, Wednesday and Thursday, Regent Joshua Martinez has a combination of classes and work. Regent Joshua Martinez stated Monday and Wednesday are the same, 9:00AM-5:00PM. Tuesday, Thursday and Friday he goes into class at 12:30PM and works but he will make time in his schedule for the Board of Regents Meetings. Board President Powers stated he and Regent Rhodes are both pretty wide open. Regent Ortega is also pretty wide open. Regent Powers stated Friday may be a day the Board of Regents could look at. Regent Damian Martinez stated he is good with Friday as long as in September the Board of Regents does not have a meeting on the 21st, they can do it on the 14th or the 28th if that works with everyone. Regent Damian Martinez has something on that Friday he cannot miss and it would be during the Board of Regents Meeting so he would not be able to appear. Regent Rhodes and Board President Powers are also clogged up on that date. Board President Powers asked if the 28th of September would work. Regent Damian Martinez asked if the Board of Regents generally does the third week of the month. Board President Powers stated making it the fourth is ok. Regent Damian Martinez stated he just needs a little bit of grace in September and the other days would work except November because that would be Thanksgiving weekend. Board President Powers stated the dates would be: September 28, October 19, and November 16. That will keep the board of Regents out of the Thanksgiving Holiday. Regent Damian Martinez asked if December would be the same - December 14. Board President Powers stated the third in December is the 21st. Regent Rhodes asked if Board President Powers would want to go with something different there. Regent Damian Martinez stated the 21st would not work for him because it is generally when the office has its Christmas party. Regent Rhodes stated school is probably out and there are a lot of things going on. President Bailey stated sometimes the Board of Regents combines the November and December meetings. Board President Powers stated the November meeting could be the December meeting as well or delay the November meeting until December 7 and cover both meetings. Board President Powers stated November and December would be consolidated. The meeting dates will be September 28, October 19 and December 7. All meetings will take place at 8:30AM.



Board President Powers stated he would like to limit the meetings to two hours and asked if Regent Joshua Martinez could schedule 8:30AM-10:30AM. Regent Joshua Martinez stated he could schedule for the whole meeting.

Board President Powers entertained a motion to set the meetings for the rest of the year. Regent Damian Martinez asked about January and February since the legislature is on during that time and asked if it should be calendared out that far. Board President Powers stated the session starts January 15. Regent Rhodes stated the Board of Regents tried to have a meeting before the session last time because of the odd piece there and had to get something done. Board President Powers stated they could do January 11th. Regent Damian Martinez asked when the spring semester starts. Board President Powers stated the legislature is a two-month session this year so it will run from January 15 through March 16.

Board President Powers stated there would not be a February meeting but there will be a meeting in March and he suggested March 22nd for the meeting. This would allow the College and Board of Regents to know what everything is. Regent Martinez stated he would do his best to schedule things around this meeting but he has during that entire time period, he has two trailing dockets for trials but he will find out in December when they are set and will try to work them the week prior to the meeting. Board President Powers stated meetings will take place, September 28, October 19, December 7, January 11 and March 22. This will maneuver the Board of Regents around the Legislative Session, Holiday period, Holiday Season and they are all Fridays at 8:30AM.

**Regent Rhodes moved to accept the meeting dates as stated. Second Regent Joshua Martinez. Motion passed unanimously.**

Regent Martinez asked that the Board of Regents be kept in the loop for confirmation hearings for the other Regents as he would like to make it up for them. President Bailey stated he would do so.

#### **IV. APPROVAL OF MINUTES**

**Regent Damian Martinez moved to approve minutes of June 22 and July 30<sup>th</sup> meeting. Second – Regent Rhodes. Motion passed unanimously.**

**Regent Damian Martinez moved to approve minutes of June 22, 2018 as presented. Second – Regent Rhodes. Motion passed unanimously.**

**Regent Damian Martinez moved to approve minutes of July 30, 2018 as presented. Second – Regent Rhodes. Motion passed.**

#### **V. STUDENT SENATE PRESIDENT REPORT**

None. Dr. Lopez stated Student Senate Members have to go through the swearing in ceremony so they are officially in their roles. Board President Powers stated if the Student Senate President cannot attend meetings, the Vice President should attend. It would be good to see someone from that group attend. President Bailey stated the student senate is more robust and vibrant since he has been here. A lot of the credit goes to Amy Ortiz a dear colleague the College lost recently. This is a testament to her and the Board of Regents will see a very active student senate.

#### **VI. FACULTY SENATE PRESIDENT REPORT**

None. Dr. Lopez stated Dr. Heather Winterer was in attendance but had to leave. There is really nothing to report because they came back last week. They did have their first meeting where they are forming the new

Faculty Senate Committees. She did tell Dr. Lopez she would prefer Friday meetings and it will work well for the next meeting.

## **VII. PRESIDENT'S REPORT AND ANNOUNCEMENTS**

### **A. Celebrate Northern**

President Bailey stated:

1. There was a reunion of the Northern New Mexico Normal School Alumni Association. These were students who attended classes in El Rito from 1909 to 1969. There were 90 people in attendance and the oldest graduate attending was a 1947 graduate. It was a wonderful two-day event. They also revealed a plaque on Delgado Hall in El Rito because it is officially on the State Historic Registry. Dr. Sigfredo Maestas, President Emeritus and Dr. Grant, son of one of the institutions early Presidents attended.
2. One of NNNMC's students, Antonio Serrano was selected as one of the 2018 Princeton University Molecular Biology Scholars. He will travel to Princeton in October to present his research. This was a huge nationwide search for these students and this is a big deal for Antonio and the College. Dr. Mario Izaguirre Sierra has been his mentor and faculty advisor.
3. This past Friday the College had an event on campus to launch The New Normal Campaign. This was an institution wide effort and credit to staff, faculty and almost everyone at the College had a hand in it. There was a health fair, there was a College Open House, a kids concert and it was culminated with a free concert with Grammy Award Winning Ozomatli. There were ten different law enforcement entities, student athletes helped, everyone grabbed an oar here and helped with this event. It is estimated that there were 3,500 people. It was a pretty impressive turnout. The goal for the College is the more community that is brought on campus the better.

### **B. CUP Report**

President Bailey stated this is going to be expanded because the College recently joined the NM ICC. The LFC is looking at how the funding formula is working. The LFC has a report that it will reveal in Taos on August 22<sup>nd</sup>. They gave the CUP and ICC an opportunity to give input. The ICC report captures more of the input Northern provided but the College will support both recommendations and see what the final LFC recommendation is. One NMICC recommendation, President Bailey is in favor of is to make base distribution a practice that occurs when there is new money in the formula. When there is new money run through the formula this alone will make new bases. If there are schools performing better than others, they will receive a proportional increase in funding and it will raise the base. Ultimately, the College will see what the LFC decides. There is a rumor it will be on hold and postpone distribution this session for FY20. The College will be in Taos for the reveal on Wednesday. Regent Rhodes stated this is what was heard at the HERC meeting.

Regent Powers stated one of the problems he hears is the formula keeps changing and we keep trying to adapt to the formula and the formula is changed and the approach is changed. Change is good with intended consequence and unfortunately there is a lot of unintended consequence that comes along with that. Regent Rhodes stated it was originally designed on all new money and new money went through the formula and old money was left alone. Originally it was designed on all being on new money. President Bailey stated the College does not make decisions based on the formula but what is best for students and the community. The College knows it is here to serve the community and students. Ultimately and ideally the formula will start to reflect what is good for the community and State. That is a discussion worth having.



### C. Resolution, Access to NNMC Facilities

Board President Bailey reviewed the document on page 25 in the packet. This is really just a clarification and the College wanted to put it in to make it very clear in policy. This is in support of the Strategic Direction and this is not an indictment at all. The College had two students in the High School Equivalency Program who had been denied access to some of the facilities because at the time they were turned away because they were not paying student fees. In the College's opinion, High School Equivalency Students, Adult Education Students, Dual Credit Student, Continuing Education Students are all Northern students. Just because they are not paying tuition and fees does not mean they are not students and more importantly that is a very strong enrollment pool to the College. The College wanted to clarify when those students are taking classes with the College and they are on campus they are Northern students. They do need access and do need to have a valid student identification. This resolution clarifies the policy so all faculty, staff and students know students in those programs have rights, access and responsibilities to the facilities like everyone else. Regent Rhodes stated he agrees with what the College is doing and asked if there is any issue with certain facilities needing any sort of special authorization. President Bailey stated there are some things that need to be kept in mind. If there are some of the student athletes, our teams are practicing on the court, Continuing Education students cannot break that up. It cannot interfere with the day to day activities of the College. In terms of access to the weight room, Library, etc., as long as it does not interfere with the day to day operations and education of the College. Board President Powers stated he knows the Audit/Finance/Facilities Committee reviewed this document and they basically have no problem. Regent Rhodes stated that his only concern is just that understanding that there is going to be posted available hours. President Bailey stated they would. Board President Powers entertained a motion to approve the resolution.

**Regent Damian Martinez moved to approve the Resolution related to Student Use of Facilities. Second - Regent Rhodes. Motion passed unanimously.** Board President Powers stated the Motion carries and it will be signed.

### D. Statewide Higher Education Public Outreach Campaign

President Bailey stated Gallup had national polls recently and data on Higher Education is that Higher Education is no question is a worthwhile investment but 4 out of 10 Americans think it is not and Higher Education is not needed. The College survived the public relations challenge of a line item veto for all of Higher Education a year and a half ago. CUP made a decision to combine forces and create a public outreach to let the State know the value of higher education in the State. When you look nationwide, New Mexico is a State in a large way who has kept their promise. Our tuition and fees are so low because the State has made this conscious investment and it needs to be celebrated and the public needs to be aware. CUP has nominated President Bailey to serve as the Chairman in the Statewide Higher Education Public Outreach Campaign. Other CUP members are nominating individuals to represent their institutions. This will be a higher education statewide initiative, media and marketing campaign. This message will be delivered to the ICC and the ACC. A presentation will also be made to HER to really make this a Higher Education Statewide Initiative. The goal is to have this before the legislature.

### E. Deep Dive Addition to Board Meetings

President Bailey stated this is something that came out of some training with NMHU and AGB. What NMHU does as part of their Board of Regents Meeting is actually take about a half hour at the end of the Board of Regents Meeting to take a deep dive on a topic of benefit to the Regents. This might be good to explore topics the Board of Regents would like to tackle in a deeper way. Things the Board of Regents wants to sink their teeth into with serious issues. If the Board of Regents is comfortable, the students, faculty and staff will propose

some deep dive subjects. President Bailey stated some might be gender equity, accreditation, student housing, campus life.

Regent Rhodes stated he what he would like to see is have a different department do a brief history of their department. Regent Rhodes thinks it is a great idea. Regent Damian Martinez thinks it is a great idea and maybe it is students or faculty who bring it to the Board of Regents not the Board of Regents telling the College what to talk about. It should be them telling the Board of Regents what they would like to talk about. President Bailey will talk to student, faculty and staff regarding items. Board President Powers stated it needs to be decided who will be the keeper and how it will be funneled. President Bailey and Board President Powers will discuss this further and for now it will be run through the President. Regent Rhodes stated he would like to hear about the audit process. There is a little misunderstanding about how it is done. Ideas are to be submitted to the President and accommodations will be figured out by Board President Powers and President Bailey. There are five meetings set and five times to do a Deep Dive.

Regent Rhodes stated regarding Higher Education Initiative, the number one finding in Regent Rhodes dissertation and he studied Higher Education in the Correctional System is by far the one more effective thing you can do to decrease recidivism. Probably 20%-30% more than anything else out there. Just the fact of participating changed their lives. It also tells why Higher Education is important, the reality of it, makes it a major difference. This is what worries Regent Rhodes about getting away from higher education values. Yes, it is if you get a degree but just the fact they came to the College makes a change.

Regent Damian Martinez asked if the College has a fight song at the College. He thinks this is important to have when the team runs out on a campus. There should be a committee to get a fight song. If you do not have one, how do you show value of the team. President Bailey stated one of the men's basketball team member dad drives from El Paso for every home game sets up as a DJ for the game. Regent Rhodes asked if the games are on video. President Bailey stated it is on webcast. KSWV is also looking at creating 3-minute highlight roles.

Board President Powers asked how the College would commission a fight song. Regent Damian Martinez stated the College could use one that was already used and change it. President Bailey will ask the Alumni Association if there is a fight song. Regent Rhodes stated it is worthwhile doing it even if you look at the short-term benefit. Board President Powers stated this is something that should go through Faculty and Student Senate. If anybody has any thoughts or ideas they should contact President Bailey.

Regent Rhodes stated President Bailey has done a great job of bringing faculty and students to a level it needs to be brought to. At times there is no carry over when Presidents leave and things like that need to go on.

## **VIII. STAFF REPORTS**

### **A. Vice President for Finance & Administration**

#### **1. Audit(s) Update**

None.

#### **2. Fiscal Watch**

Ricky Bejarano, Vice President for Finance & Administration stated the Fiscal Watch Report has been reviewed by the Audit/Finance/Facilities Committee and there were no anomalous items for this month. The College is doing some cleanup and the College did close timely within the 45-day period after the Audit. It is the earliest close the College has had in a number of years. The date was August 15 and hopefully that material weakness will lift off of the audit. The College left open, as most entities do, left open a period (period 14), basically



after you close your books you leave one period open in the event the auditor propose certain adjustments or findings where the College has to make corrections. Otherwise, the year is closed, much credit to Vince Lithgow, Evette Abeyta, Stephanie Lovato and Jimi Montoya. Everybody working together got the period closed. The College is ending the year reasonably well considering all the expenditures the College had or the extraordinary expenditures the College had throughout the year with a healthy fund balance and cash balance. Mr. Bejarano asked if there were any questions.

Regent Damian Martinez stated these were reviewed in detail in the Audit/Finance/Facilities Committee.

**Regent Damian Martinez moved to approve the Fiscal Watch Report as presented. Second - Regent Rhodes. Motion passed unanimously.**

Regent Rhodes asked what the reserve is for the College. Mr. Bejarano stated it is about \$2.1M.

### 3. Monthly Budget Adjustment Requests (BARs)

Mr. Bejarano reviewed the Budget Adjustment Requests (BARs). Mr. Bejarano called special attention to page 32 of the packet (attached) which shows Year 2015-2018. In FY15 the College had 511 BARs and it is now down to 173 and that is a great deal of work done both by Evette Abeyta, Budget Director and program people. The College has been very judicious in getting them to budget according to what reality is versus setting up the slush funds here and there. Those are all gone and the College is down to 173 budget adjustments requests which is probably about as good as it gets considering that the College budgets at the line item level. The College is talking about budgeting at the category level to reduce those numbers and it will go to about half of that when it is done. There will be some items in period 14 but operationally this is the final number. Mr. Bejarano asked for approval of the BARs as presented. Most are realignments to get the College closed for the fiscal year.

**Regent Rhodes moved to accept the BARs as presented. Second - Regent Damian Martinez.** Board President Powers stated this was reviewed in the Audit/Finance/Facilities Committee and there are no problems with it. **Motion passed unanimously.** Board President Powers stated the BARs are submitted as presented.

### 4. Tuition Waiver, Espanola Police Department

Board President Powers stated this is on the Agenda as an action item but it is actually only an informational item at this point. President Bailey stated this is an ongoing dialog and it was discussed in the Audit/Finance/Facilities Committee. The issue had to do with whether or not there is an avenue for the College to offer either tuition waivers or reduced tuition to law enforcement professionals in the area. President Bailey stated that the College is very interested in this and the College wants to make sure it is abiding by anti-donation and everything else. The College also wants to make sure it is showing consistency with every other law enforcement agency to include State Police, the County Sheriff's Office and Tribal neighbors. The College also wants to make sure to the student's credit that the tuition waivers are something the College is very sensitive about and it is giving them out judiciously. However, the College is pushing for residences in Espanola and when there are students living on the campus, President Bailey knows that having a visible law enforcement presence will be good for the campus. The stipulations are when those law enforcement professionals are taking classes they are in uniform, vehicles are on campus so there is a visible presence on the campus. There were a lot of questions from the Committee, enough to pull it from being an action item in this Board Meeting. The College will do some analysis and talk to law enforcement professionals and it will be discussed in the next month or two. Dr. Rhodes asked if the College does a criminal justice or police science degree where the College accepts their academy hours as part of the degree. Some schools do and some schools do not. President Bailey stated the College does have a pretty strong Criminal Justice Program. Dr. Ivan Lopez, Provost & Vice

President of Academic Affairs stated the College does accept some of the courses. Regent Rhodes stated that anybody that has gone through the academy they get 30 hours for that academy piece to do an Associate's Degree in one year. Dr. Lopez stated this is correct.

Board President Powers stated another issue the Committee had is if there are other programs like this around the State, other entities that have agreements like this or offer some sort of incentive for law enforcement or first responder professionals. The Board of Regents just needs to have a thorough review of the practice out there to be consistent. Regent Rhodes stated the 30 hours is pretty typical but the tuition waiver he is not familiar with in New Mexico. President Bailey stated the other issue is a lot of the other Colleges and Universities in the State have their own law enforcement on the campus. The College may be somewhat an anomaly. Regent Damian Martinez stated once the parameters are figured out, the College should let legal counsel know what the College wants to do and they can give the College options of how to achieve what it wants to do.

Board President Powers stated this type of program would not be a one-sided thing where the College is giving the waivers, there would be the value we get in return for the waivers. This is where the analysis needs to go and how the College is accruing the value from having them on campus. Regent Damian Martinez stated the other thing is if it is an exchange of value between two entities or an exchange of value with an individual that clearly is where the College will get into trouble. President Bailey stated there was a lot of dialogue in the Committee and one of the issues is it cannot be things they do as part of their normal job duties. President Bailey stated giving credit to the Espanola Police Department, they have offered some things that may be part of their training on active shooter and they have also offered training for security and other things that are outside of their purview. The College will have to articulate this further. Regent Damian Martinez asked for a timetable on this. President Bailey stated he hopes to bring it to the Board of Regents in the next couple of months. He has set this goal for the College to try and open doors on a residence hall by fall of 2020. He would like to have that presence here in some capacity before the doors are opened. Not to say the College can sit back and has two years to figure this out but if the College can have something moving in the next couple of months. Regent Damian Martinez asked if in these negotiations maybe the College could get almost like a school resource officer like the public schools have from all the police departments around the State. Maybe this is how the College can work with the exchange of services. Board President Powers stated more than likely this is going to take the form of some sort of agreement between the College and those local entities and not the individual and this is more than likely where it is headed. President Bailey stated if the College had an agreement with the department where someone is actually posted on the campus, it would be great. Regent Rhodes stated the College as it looks at making the exchange that it gives the benefit to the police department which makes it government to government. They then give the benefit to the employees to make sure it meets certain criteria. Board President Powers stated the Board of Regents looks forward to hearing more about this in the near future.

## 5. Disposition of College Property

Mr. Bejarano stated the College is very excited to bring this to the Board of Regents because the College has what essentially equates to junk all over the College that the College needs to get rid. Unfortunately, some items were placed on the capital assets listing that should not be there and the College needs to get them off the books officially. A lot of items were legitimately there that the College also has to get rid of. Mr. Bejarano turned the presentation over to Vince Lithgow, Comptroller who did all the work. Mr. Lithgow stated the items that the College is requesting to be moved is computer related equipment. IT has gone through and meticulously identified all these items and destroyed the hard drives which is required to do so in the State Audit Act and IT did a remarkable job moving this forward to (inaudible) a lot of the items that are not working and should be removed. Also identified, the method of disposals, there are going to be several of them. If it is under the green equipment, the College will solicit the bids from private individuals or the vendor list. For the capital assets,



vehicles, the College will donate them to the State Fire Academy for training or to the bid process for salvage. This is not a one-time thing, there will be others throughout the fiscal year. For information purposes, there is a whole bunch of stuff, basically junk, being disposed of at the maintenance shop. Although it does not fall under this, the College wants to make it clear that it is following State Statute and if it does need to follow it, it will be done. Mr. Bejarano stated with the cars, when the College had an automotive department, the College had cars donated and now the College has to figure out what to do with the cars because they were supposed to be rebuilt. They will be disposed of accordingly. Mr. Lithgow was alluding to this is going to be done monthly as opposed to waiting until the College has piles of junk all over the campus to get rid of. The College found closets full of stuff that was not useable anymore. Special thanks to Jimi Montoya and his staff who assisted in identifying items to get rid of. A lot of work went into this and Mr. Bejarano thanked everyone.

Regents Rhodes asked if there was any issue with the IT equipment on how the College disposes of it. Mr. Bejarano stated they have to be disposed of in a green matter and the hard drives had holes drilled in them. President Bailey stated Dr. Lopez held a strategic space planning meeting and almost all of the faculty and staff was represented in that meeting and they were asked how many had space in their area that was cluttered and they could not use the space and it was a sea of hands. This was a big deal and building up for decades. The College needs to do this and needs access to the space. The only way to do this is to methodically go through it and get rid of it. Regent Damian Martinez asked if the College would get paid for the scrap metal and other stuff. Mr. Lithgow stated the College will. The College does not think it is much but it will get something.

**Regent Rhodes moved to approve the recommendation to remove these items and dispose of them in a proper manner. Second - Regent Damian Martinez.** Regent Powers state there is a motion and second to remove from inventory and dispose of College property per State Statutes and asked for further discussion. **Motion passed unanimously.**

#### B. Provost & Vice President for Academic Affairs

##### 1. Children on Campus Policy

Dr. Lopez stated he is requesting the Board of Regents approval of the Policy of Children on campus (page 100 attached). This policy was brought to the Board of Regents at the last meeting in El Rito. This policy came as a need from faculty, especially faculty. The College has never had this type of policy. In the past, there were different practices that were changing with Administration. Depending who was serving in Human Resources and it would change each year. The College would get an email every year or every two years. The Deans requested something more stable and this is the policy the committee came with. The Policy has been discussed by all stakeholders (faculty senate, office of equity and diversity, and community). This policy also went two times for legal review. Dr. Lopez stated he stood open for questions from the Board of Regents.

Regent Martinez stated this was reviewed in the Audit/Finance/Facilities Committee and this policy, specifically 3.1 where it says the College assumes no responsibility or liability for children in violation of policy for purposes of this policy... This policy in no way states and should be implied to state that if something happened to a child the College would not be liable. The College would in fact be liable for its own negligence. Just as long as everyone knows this so the College will not be waiving this around if some kid takes a header outside. It is just more for the purposes of outlining policy for student interaction in class and on campus. Dr. Lopez stated this is correct.

Board President Powers stated that it should be noted this policy went through both committees. It has been looked at and vetted by the Board of Regents and all stakeholders. This is well vetted.

Board President Powers entertained motion to approve policy on Children on Campus.

**Regent Joshua Martinez moved to approve the policy on Children on Campus as presented. Second – RR. Motion passed unanimously.**

## 2. Faculty Handbook Update

Dr. Lopez stated the College is now in the process of developing a new Faculty Handbook. It has not been reviewed in 10 years. The Faculty Handbooks covers condition of employment for faculty who are not covered under the CBA approved in March. This will be chairs, directors, program directors, research professors, instructors. This document has been reviewed by deans, chairs directors and provost. The preliminary draft has gone for legal review and will go to the personnel committee as soon as Dr. Lopez receives the names of the new members. The Committee changes every year. The Faculty Senate will send Dr. Lopez the new members. Dr. Lopez recommended the process (attached). The Board of Regents is going to be involved in three reads. If the Board of Regents would like Dr. Lopez can submit the preliminary draft but would recommend it be done after the first legal review. The idea is that the Faculty Handbook should be aligned with the CBA, there should not be different criteria and language and workloads for areas. The idea is it will go back to personnel committee and faculty senate. When the approval is received, the new draft will be brought to the Board of Regents to see if anything is changed. However, the College has in Policy 11000 any new Policy that comes to the Board of Regents for approval it has to go to the community at large for 15 days. It will be posted on the website and then taken to personnel committee, faculty senate and legal review and the last version will come to the Board of Regents. Hopefully after the second reading it will be scheduled for final approval. It will be about four to six months for final approval. Dr. Lopez stated he would like to make sure this process makes sense to the Board of Regents before going forward.

Regent Rhodes stated this was discussed in the committee and one recommendation was to list this process for the Board of Regents so they are clear of what process needs to be followed. Regent Rhodes stated his opinion is he does not care to see the first draft because legal could be second guessed. He would like to get through legal. Regent Damian Martinez stated he would like to see what has gone through legal along with the legal review that was done. This way, before he has a question he can read what was done. Dr. Lopez stated this was an informational item and no action was required.

## IX. PUBLIC INPUT

None.

## X. EXECUTIVE SESSION

**Regent Damian Martinez moved the Board of Regents enter into Executive Session pursuant to NMSA 1978 Section 10-15-1(h) to deal with Limited Personnel Matters related to Labor Management Relations Board. Second - Regent Rhodes. A Roll Call Vote was taken - Regent Damian Martinez - yes, Regent Rhodes - yes, Board President Powers - yes, Regent Joshua Martinez - yes.** The Board of Regents entered into Executive Session at 9:00AM.

**Regent Damian moved to return from Executive Session and stated only matters listed were discussed and no action was taken. Second – Regent Rhodes. A Roll Call vote was taken. Regent Damian Martinez – yes, Regent Rhodes – yes, Board President Powers – yes, Regent Joshua Martinez – yes.** The Board of Regents returned from Executive Session at 9:12AM. At this time Regent Joshua Martinez left the Board of Regents Meeting.



**XI. POSSIBLE ACTION ON EXECUTIVE SESSION**

None.

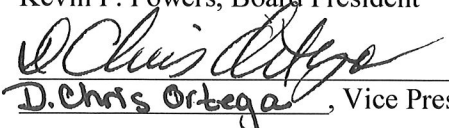
**XII. ADJOURNMENT**

**Regent Rhodes moved to adjourn. Second – Regent Damian Martinez. Motion passed unanimously. Adjourned at 9:42AM.**

APPROVED:



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Kevin F. Powers, Board President



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D. Chris Ortega, Vice President