

6. **CONSTRUCTION AND DEVELOPMENT:**

None.

7. **OLD BUSINESS:**

- a. Report on Pending Legal Actions – Mr. Matheny

None.

8. **NEW BUSINESS:**

- a. Personnel Actions – Ms. Oglesby

Approved – consent agenda.

- b. Approval of 2005-2006 Academic Calendar

Approved – consent agenda.

- c. Approval of Agreement with Nextel Communications for Lease of Space on Melbourne Tower

Mr. Little, Vice President, Finance and Administration Services, reported that the Nextel lease is a five-year lease, with five, five-year renewal periods. He further reported that there is a 3% rate increase each year, which was not stated on the draft which was distributed to the Board. Mr. Matheny confirmed that he has reviewed the Agreement, and he had no concerns.

Mrs. Martinez moved approval of the Agreement with Nextel Communications for Lease of Space on Melbourne Tower.
Mr. Handley seconded the motion.

Motion withdrawn for further discussion.

Mr. Little confirmed that the rate increase is set at 3% each year and is not negotiable for greater increase in ensuing years. He further reported that Nextel has the right to cancel at each five-year renewal period; however, the college cannot cancel due to financial expense to Nextel to locate on the tower. Mr. Little reported that the lease is made to Brevard Junior College as the lease must use the legal description of the property

Mrs. Martinez moved approval of the Agreement with Nextel Communications for Lease of Space on Melbourne Tower, as amended to include lease payment increase of 3% each year. Mr. Handley seconded the motion. All those voting in favor of the motion – Martinez, Handley, McCotter, Martinez, Theriac, and Wilson; opposed – none. Motion unanimously approved.

d. Approval of Out-of-Country Travel for Jeff Johnson

Approved – consent agenda.

e. Approval of Out-of-Country Travel for David Johansson

Approved – consent agenda.

f.. Approval of Support of the Governor's Class Size Resolution

Dr. Gamble reported that Governor Bush is committed to increasing student achievement at all levels of education in Florida. As such, he will continue to preserve district average classes sizes of 18 students in pre-kindergarten through third grade; 22 students in grades four through eight; and, 25 students in high school classes, while focusing on Florida's teachers as the top education priority. Therefore, the Governor has solicited support from all State-wide agencies for his recommendation regarding the class size amendment, while raising teacher's salaries in public schools. Dr. Gamble further reported that it was recommended at the recent Trustees Commission meeting, that individual Boards review the Resolution, make changes as desired, and signify their approval.

Dr. Gamble reported that the Constitutional Amendment as currently written is cost prohibitive and the amendment will allow flexibility in class sizes for non-academic classes such as band, while ensuring class sizes are met within each School District in the state at a reduced cost of \$1.5 million versus \$4.5 million. Dr. Gamble recommended approval of the Governor's Class Size Resolution.

Mrs. Wilson requested additional time to review the documents prior to signing the Resolution. Mr. Handley reported that the Trustees Commission requested implementation by Trustee Boards within thirty days for maximum impact during the legislative session. Mr. Matheny suggested making a motion to approve the Resolution subject to review and withdrawal of approval within the next two weeks if any objection was found. It was the consensus of the Board that those who were in agreement with the Resolution would sign the document today, with the

Mr. McCotter moved tentative approval of the Governor's Class Size Resolution with final approval indicated by Trustees signatures on the document, within a two week period. Mr. Handley seconded the motion. All those voting in favor of the motion – McCotter, Handley, Martinez, Theriac, and Wilson; opposed – none. Motion unanimously approved.

g. Discussion of State Governance Issues

Dr. Gamble reported that on a Complaint filed by the Floridians for Constitutional Integrity, Inc. seeking declaratory judgment as to whether the present statutes governing education in Florida usurp the constitution by assigning control of all education in Florida to the Constitutional State Board of Education. The Plaintiffs contended that duties given to the State Board other than management of free public schools is unconstitutional.

The Board was provided with a document relating significant moments in Community College Governance as well as a copy of HB 1001 Relating to Governance of the State University System.

Dr. Gamble reported that during the Florida Association of Community Colleges (FACC) Trustees Commission meeting it was stated the Community College System is left in limbo in the aforementioned litigation as well as HB 1001: Relating to Governance of the State University System. Discussion ensued regarding the Trustees' opinions on community college governance issues as Board endorsements may be needed in future debate between community college affiliation with the K-12 system (Board of Education) or with the University System (Board of Governors.) Mr. Handley requested an informal poll of the trustees, which revealed that the current consensus is in favor of affiliation with the Board of Education, and that further discussion on the subject will likely be necessary in the future.

h. Discussion of FACC Community College Trustees Commission

Dr. Gamble reported that the Florida Association of Community Colleges (FACC) was initially formed with the advice and consent of the Council of Presidents (COP). At that time there was a Community College Board, and thus the Chancellor of Community Colleges was able to advocate on behalf of the Community Colleges to the legislature, etc. With the change of organization, the Chancellor of Community College Education and Workforce now is an officer under the Commissioner of Education, who is appointed by the Governor. Therefore, the FACC is currently a Political Action Committee (PAC) with representation from Trustees, Presidents, faculty, and staff. As a result, the COP no longer dictates priorities to the FACC, but acts as an advocacy group for the community colleges. Chancellor Armstrong, although a supporter of community colleges, must observe parameters defined by the Board of Education. Accordingly, there may be times when the Board of Education

and COP have differing goals and objectives. When this occurs, Chancellor Armstrong is unable to advocate on behalf of the community colleges.

The FACC, currently has an interim director, with the plan to advertise for a new Executive Director this summer. The elected Board of the FACC is the managing organization for the FACC rather than the COP. As such, they are undergoing a strategic planning process to better define the roles of the various components of the FACC. Dr. Gamble suggested that the trustee should have significant input in this process relative to how the FACC should be structured. Dr. Gamble distributed FACC By-Laws and other documentation pertaining to the FACC to the Trustees for their review to provide input to the FACC during the strategic planning process regarding their perception of the Trustees Commission role. Discussion ensued regarding issues and possible conflicts that may arise.

i. Request for Board Meeting Agenda Items

Mr. McCotter requested a future report regarding the YMCA partnership, financials, etc. Dr. Fettrow reported that this presentation will be given at the March 2005 meeting.

9. FINANCIAL ACTIONS:

a. Approval of Monthly Budget Status Report, January 2005 – Mr. Cherry

Approved – consent agenda.

b. Approval of 2005-2006 Private Contributions for Matching Purposes – Mr. Cherry

Approved – consent agenda.

10. REPORT OF THE PRESIDENT:

a. ACCT/AACC Legislative Summit

Dr. Gamble reported that the ACCT/AACC Legislative Summit was very well done with excellent presenters. He distributed a summary of meetings and issues to the Trustees. He further reported that the federal government will no longer be providing financial assistance to programs without data showing positive outcome results. Therefore, data is being collected to demonstrate the effectiveness and continuing need for program financial support. He stated the Perkins Grants seem to be secure, but many other programs that serve the underserved population, such as the TRIO programs, are in jeopardy. The data that was provided came from the K-12 system, without input from the community colleges. Hopefully, supplemental data provided by community colleges will enable reconsideration and funding of these important programs.

Dr. Gamble reported that he and Trustees were able to meet with all the Brevard Senators and Representatives during the FACC Trustees Commission and provided them with materials identifying key projects needing funding.

- b. National Association of College and University Business Officers (NACUBO)

11. COMMITTEE REPORTS:

a. Alumni Association – Mrs. Wilson

Mrs. Wilson deferred to Dr. Jeff Spoeri, Executive Director, BCC Foundation, who reported the Alumni Association is participating in fundraising efforts such as the Burdines-Macy Shopping Event and “Titan Your Laces” 5K run.

b. BCC Foundation – Mr. Theriac

No report.

c. Cocoa Village Playhouse – Mr. McCotter

Mr. McCotter deferred to Dr. Brenda Fettrow, Provost, Cocoa Campus, who reported that a raffle ticket sale is ongoing, with the drawing to be held on March 8, 2005. The drawing will be held in the Community Dining Room, Cocoa Campus.

d. Insurance Committee – Mr. Theriac

No report.

e. King Center for the Performing Arts – Mrs. Martinez

No report.

f. Planetarium – Mr. Handley

Mr. Handley reported that the Planetarium recently conducted the Quarterly Meeting. Two new shows have been developed which will be shown this summer to enhance participation. In addition, a lecture series on Mars will be offered in joint participation with NASA, free to the public. Mr. Handley further reported that invitations will be mailed for a fundraiser, which will be a joint fundraising effort with the Florida Restaurant Association and the Planetarium on March 18. Tickets will be sold for \$65.00 per person or \$120.00 per couple. He reported that efforts to involve the Planetarium in cruise ship excursion offerings, is also being explored. Signage improvements are also being discussed with the Department of Transportation.

g. AACC Journal

Dr. Gamble suggested that Trustees review the AACC Journal, which was distributed today, as it contains much valuable information

h. Tour of Orbitor Processing Facility

Mr. McCotter thanked Dr. Koller and his staff for the fascinating tour which preceded today's meeting. He stated that the education provided by SpaceTEC is a fine example of what community colleges provide to serve the community. The remarks shared by the students were true testimonies of the value of the program. He further remarked that there are many other programs offered by the college, which offer similar valuable opportunities to students with other interests. He stated that the "field trip" meetings which expose the Board to what the college has been doing in these special areas, have been wonderful.

12. ADJOURNMENT:

There being no further business to come before the Board, the meeting adjourned at 6:10 p.m.