

BOARD OF TRUSTEES OF COMMUNITY COLLEGE DISTRICT NO. 502
COUNTIES OF DuPAGE, COOK AND WILL,
STATE OF ILLINOIS

MINUTES OF THE SPECIAL MEETING

MONDAY, AUGUST 9, 2010
HELD ON CAMPUS IN SRC-2052, GLEN ELLYN, IL

7:00 p.m. – SPECIAL BOARD MEETING

1. CALL TO ORDER – The Special Board Meeting was called to order by Chairman Wessel at 7:00 p.m. in SRC-2052.

ROLL CALL

Present: Student Trustee Kristin Lodygowski, Trustees David Carlin, Sandy Kim, Allison O'Donnell, Kim Savage, Nancy Svoboda, Joseph Wozniak, and Kathy A. Wessel.

Absent: None.

Also present: President Dr. Robert L. Breuder, Legal Counsel Frank Garrett, staff members, representatives of the press, and visitors. (Minutes prepared by Karen V. Neely, Administrative Assistant in the Office of the President.)

APPROVAL OF AGENDA – Savage moved, Kim seconded, THAT THE BOARD OF TRUSTEES APPROVE TONIGHT'S SPECIAL BOARD MEETING AGENDA. On voice vote, motion carried unanimously.

2. COMMENTS FROM COLLEGE OF DUPAGE EMPLOYEES – None.
3. COMMENTS FROM CITIZENS
 - A. DISTRICT NO. 502 CITIZENS – *Mark Stern* of Wheaton commented on Referendum issues and concerns.
 - B. CITIZENS-AT-LARGE – None.

At 7:43 p.m., Legal Counsel Frank Garrett left the meeting.

At 7:46 p.m., Legal Counsel Frank Garrett returned to the meeting.

4. **CONSIDERATION AND APPROVAL OF RESOLUTION AUTHORIZING SUBMISSION OF PROPOSITION TO ISSUE BONDS FOR COMMUNITY COLLEGE PURPOSES TO THE VOTERS OF COMMUNITY COLLEGE DISTRICT NO. 502, COUNTIES OF DUPAGE, COOK AND WILL, STATE OF ILLINOIS, AT THE GENERAL ELECTION TO BE HELD ON THE 2ND DAY OF NOVEMBER, 2010**

Savage moved, Carlin seconded, THAT THE BOARD OF TRUSTEES ADOPT THE FOLLOWING RESOLUTION PROVIDING FOR, AND REQUIRING THE SUBMISSION OF, THE PROPOSITION OF ISSUING COMMUNITY COLLEGE BONDS TO THE VOTERS OF COMMUNITY COLLEGE DISTRICT NO. 502, COUNTIES OF DUPAGE, COOK AND WILL, STATE OF ILLINOIS, AT THE GENERAL ELECTION TO BE HELD ON THE 2ND DAY OF NOVEMBER, 2010 – SUBJECT TO ATTORNEY REVIEW.

(Trustee Svoboda read aloud the following Resolution from this point to the beginning of SECTION 8.)

RESOLUTION providing for and requiring the submission of the proposition of issuing Community College Bonds to the voters of Community College District No. 502, Counties of DuPage, Cook and Will and State of Illinois, at the general election to be held on the 2nd day of November, 2010.

WHEREAS, the Board of Trustees (the "College Board") of Community College District No. 502, Counties of DuPage, Cook and Will and State of Illinois (the "District"), has considered the existing community college facilities and the improvements and extensions necessary to be made thereto in order that the same will adequately serve the educational needs of the District; and

WHEREAS, the College Board does hereby find and determine that it is necessary and in the best interests of the District that the College Board be authorized to build and equip; alter, renovate, repair and demolish community college buildings; build and equip additions to community college buildings, improve and equip land for community college purposes, and install technology, with projects to include but not be limited to construction of parking structures, renovation of the COD Library, renovation of the McAninch Arts Center, renovations of the Physical Education Center and completion of the Homeland Security Education Institute and other related improvements (the "Project") at an estimated cost of \$168,000,000; and

WHEREAS, the College Board does hereby find and determine that the Project is needed to provide a quality educational program; and

WHEREAS, there are insufficient funds on hand and available to pay the costs of the Project; and

WHEREAS, before the College Board can provide the Project and borrow money and issue bonds for such purpose, a proposition therefor (the "*Proposition*") must be submitted to the voters of the District and be approved by a majority of the voters of the District voting on the Proposition at an election to be held in and for the District; and

WHEREAS, it is deemed advisable, necessary and in the best interests of the District that the Proposition be submitted to the voters of the District at an election to be held and conducted in accordance with the general election law:

NOW, THEREFORE, Be It, and It Is Hereby, Resolved by the Board of Trustees of Community College District No. 502, Counties of DuPage, Cook and Will and State of Illinois, as follows:

Section 1. Incorporation of Preambles. The College Board hereby finds that all of the recitals contained in the preambles to this Resolution are full, true and correct and does incorporate them into this Resolution by this reference.

Section 2. Need for Project. It is necessary and in the best interests of the District that the College Board be authorized to provide the Project, and that it is necessary and in the best interests of the District that money be borrowed and, in evidence thereof, bonds of the District be issued therefor to the amount of \$168,000,000.

Section 3. Submission to Voters. The Proposition shall be submitted to the voters of the District in accordance with the general election law at the general election to be held on Tuesday, the 2nd day of November, 2010, between the hours of 6:00 o'clock A.M. and 7:00 o'clock P.M. on said day (the "*Election*").

Section 4. Voting Precincts and Polling Places. The Election shall be held in the voting precincts and at the polling places established by the Board of Election Commissioners of The County of DuPage, Illinois (the "*Election Commission*"), and by the County Boards (the "*County Boards*") of The Counties of Will and of Cook, Illinois (the "*Counties*"), for voters of the District at the Election.

Section 5. Election Notice. The Executive Director of the Election Commission (the "*Executive Director*") and the respective County Clerks of the Counties (the "*County Clerks*") each shall give notice of the Election (the "*Notice*"), including in Cook County, the Spanish translation thereof, in accordance with the general election law by (i) publishing the Notice once not more than 30, nor less than 10, days prior to the date of the Election in a local, community newspaper having general circulation in the District, and (ii) posting a copy of the Notice at least 10 days before the date of the Election at their respective principal offices.

Section 6 . Local Notice. The Secretary of the College Board shall post a copy of the Notice at the principal office of the District.

Section 7. Newspaper of General Circulation. It is hereby found and determined that each of the *Suburban Life Publications* and the *Daily Herald* are local, community newspapers having general circulation in the District as required by Section 12-5 of the Election Code of the State of Illinois, as amended (the "*Election Code*").

Section 8. Form of Notice. The Notice shall appear over the name or title of the Executive Director or the respective County Clerk, as applicable, and shall be substantially in the following form: **(Trustee Svoboda ended the public reading of the Resolution at this point.)**

NOTICE IS HEREBY GIVEN that at the general election to be held on Tuesday, the 2nd day of November, 2010, the following proposition will be submitted to the voters of DuPage Community College District No. 502, Counties of DuPage, Cook and Will and State of Illinois:

Shall the Board of Trustees of DuPage Community College District No. 502, Counties of DuPage, Cook and Will and State of Illinois (commonly known and referred to as College of DuPage), be authorized to build and equip community college buildings and additions thereto, alter, renovate, repair and/or demolish outdated community college buildings; build and equip additions to community college buildings; improve and equip land for community college purposes and install technology, such projects to include, but not be limited to, construction of parking structures, completion of the Homeland Security Education and Training Institute, renovation of the COD Library, the McAninch Arts Center, and the Physical Education Center and other related improvements and issue bonds of said Community College District up to the amount of \$168,000,000 for the purpose of paying the costs thereof?

The polls at the election will be open at 6:00 o'clock A.M. and will continue to be open until 7:00 o'clock P.M. of that day.

Dated this _____ day of _____, 2010.

Executive Director, Board of Election Commissioners, The County of DuPage, Illinois

County Clerk, The County of _____, Illinois

Section 9. Form of Ballot. The ballot to be used at the Election, including in Cook County the Spanish translation thereof, shall be in substantially the following form, with such necessary alterations, changes, deletions and insertions as may be required by Articles 24A, 24B or 24C of the Election Code if an electronic, mechanical or electric voting system is used at the Election:

(Face of Ballot)

OFFICIAL BALLOT

PROPOSITION TO ISSUE \$168,000,000 COMMUNITY COLLEGE BONDS

(INSTRUCTIONS TO VOTERS: Mark a cross
(X) in the space opposite the word
indicating the way you desire to vote.)

<p>Shall the Board of Trustees of DuPage Community College District No. 502, Counties of DuPage, Cook and Will and State of Illinois (commonly known and referred to as College of DuPage), be authorized to build and equip community college buildings and additions thereto, alter, renovate, repair and/or demolish outdated community college buildings, improve and equip land for community college purposes and install technology, such projects to include, but not be limited to, construction of parking structures, completion of the Homeland Security Education and Training Institute, renovation of the COD Library, the McAninch Arts Center and the Physical Education Center and related improvements and issue bonds of said Community College District to the amount of \$168,000,000 for the purpose of paying the costs thereof?</p>	YES	
	NO	

(Back of Paper Ballot)

OFFICIAL BALLOT

Official ballot for voting on the proposition to issue Community College Bonds of DuPage Community College District No. 502, Counties of DuPage, Cook and Will and State of Illinois, at the general election held on November 2, 2010.

Precinct Number: _____

Polling Place: _____

(Facsimile Signature)

Executive Director, Board of Election Commissioners, The County of DuPage, Illinois

(Facsimile Signature)

County Clerk, The County of _____, Illinois

Section 10. Election Judges. The Election shall be conducted by the election judges appointed by the Election Commission and by the County Boards to act in the precincts at which the Proposition will be submitted to the voters of the District.

Section 11. Filing of Resolution. After the adoption hereof and not less than 61 days prior to the date of the Election, the Secretary of the College Board shall certify a copy hereof to the Election Commission and to each of the County Clerks in order that the Proposition may be submitted to the voters of the District at the Election.

Section 12. Canvass of Election. The Election shall be held and conducted and the returns thereof duly canvassed, all in the manner and time as provided by the general election law.

Section 13. Severability. If any section, paragraph, clause or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 14. Repealer and Effective Date. All resolutions and parts of resolutions in conflict herewith be, and the same are hereby, repealed and that this Resolution be in full force and effect forthwith upon its adoption.

Adopted August 9, 2010.

Chair, Board of Trustees

Secretary, Board of Trustees

Dr. Breuder introduced the *CODiscover* video that is being shown throughout our community and is also available for viewing on the College web site. At the conclusion of the video, Associate Vice President of External Relations *Joseph Moore* presented an overview of all *CODiscover* activities:

- Last fall, COD began meeting with community members by hosting multiple community dinners and strategic planning focus groups with community members and leaders.
- **Phase 1: SURVEY – Unicom*ARC was hired to conduct a poll of 500 people in March 2010. The poll results showed voters would approve the referendum by a slim margin of 54% (with an error rate of +/- 4%).**
- **Phase 2: LISTENING TOUR – This began in April 2010 with the *CODiscover* Listening Tour. Approximately 43 volunteers from the College met in 25 communities throughout District 502 (59 speaking engagements were held and approximately 1,000 people were interviewed face-to-face) to learn how well our citizens think College of DuPage college serves them. The *CODiscover* video was shown and informational brochures were distributed detailing the College and its physical facilities needs. As part of this tour, the possibility of a referendum was presented in order to gauge public reaction.**
 - A FaceBook page and website (www.codiscovercod.edu) were implemented to further collect community input.
 - COD mailed nearly 150,000 postcards to District residents directing them to the website to learn more about the *CODiscover* Program and to provide feedback. (Feedback results show a highly supportive community that values College of DuPage.)
 - **During the first week of August 2010, Unicom*ARC conducted a second telephone survey of 500 registered voter households in COD's service area (DuPage, Cook and Will Counties). This poll indicates 69.6% support, with 22.4% opposed (with an error rate of +/- 4%.) Both the March and August surveys were stratified random samplings, and no weighted data was involved.**

Vice President of Planning and Institutional Effectiveness *Jim Bente* explained the Community Tracking Survey in greater detail.

Dr. Breuder then distributed the updated COD Master Plan, in draft form, for the Board to review. The Plan was constructed over the last 90 days by College employees who are most familiar with the needs of the various buildings that require attention. The updated Plan is a guidebook for the College, and it is also an important part of the Referendum process. It is the obligation of the College to provide the public with an updated COD Master Plan which explains how the money will be spent if the Referendum is approved on November 2nd.

- **Phase 3: INFORMATION** – Dr. Breuder detailed the activities that will need to take place if the Board approves the Referendum proposal later in this meeting:
 - Main work of Phase 3 is to go out into the District and (1) inform, (2) educate, and (3) communicate.
 - Time frame for Phase 3 – Immediately after Board approval through mid-October.
 - Board approval of an updated COD Master Plan – Regular August Board Meeting action item.
 - Formation of a Facilitating Committee composed of community people – **This committee will become familiar with the proposals and the COD Master Plan and will be our advocates for the COD Referendum.**
 - **Engagement of the College community to get the message out to District residents.** This portion of Phase 3 – *the information phase* – may be done **legally during business hours** as part of the normal College work load along with all of the regular business of the College. An outside firm may possibly be engaged to assist with this process.
 - Assistance – **The College will seek assistance from external entities in the District such as area congregations, labor unions, political groups, patrons of the Library and the MAC, etc.**
 - Endorsements – The College will seek endorsements of key community leaders.

- **Phase 4: ASK FOR SUPPORT**
 - Main work of Phase 4 is to **ask** for support of the COD Referendum.
 - Time frame for Phase 4 – Mid-October to Election Day (November 2, 2010).
 - This portion of Phase 4 – *the asking phase* – must be done **legally only on personal time.**
 - **An estimated \$100,000 will need to be raised to complete Phase 4.**

As a note of information, Dr. Breuder explained the COD debt of approximately \$200 million is judged by Moody's and Standard and Poor's to be very, very reasonable for an institution of our size; COD has a AAA bond rating with each. It is interesting to know that among the buyers of this bond paper are the following outstanding companies:

- \$26.6 million – State Farm Investment Management Corporation
- \$24.7 million – Travelers Indemnity Company
- \$5.99 million – BNY Wealth Management
- \$5.69 million – Berkshire Hathaway

Throughout this Referendum presentation, the Trustees asked questions and discussed the information provided. The Board agreed that District 502 residents should be given the opportunity to decide for themselves if they want to make added investments in College of DuPage.

Trustees thanked the staff for their incredible work on this huge undertaking, noting that Dr. Breuder and his Cabinet have done an outstanding job of preparing the Trustees for this decision.

In an advisory comment, Student Trustee Lodygowski indicated preference for the motion. On roll call, voting aye: Trustees Carlin, Kim, O'Donnell, Savage, Svoboda, Wozniak and Wessel. Motion carried unanimously.

5. **ADJOURN** – At 8:08 p.m., Savage moved, Kim seconded, THAT THE SPECIAL MEETING OF THE BOARD OF TRUSTEES BE ADJOURNED. On voice vote, motion carried unanimously.

Submitted By: Nancy E. Svoboda
Nancy E. Svoboda, Board Secretary

Approved: 08/26/10

Approved By: Kathy A. Wessel
Kathy A. Wessel, Board Chairman