

SPECIAL MEETING OF TRUSTEES
OF
GARDEN CITY COMMUNITY COLLEGE

Tuesday, August 6, 2018

Trustees Present: Jeff Crist, Dr. Marilyn Douglass, Leonard Hitz, Steve Martinez, Dr. Blake Wasinger
Terri Worf

Others Present: Karen Adams, Community Member
Craig Atkinson, National American University
Debra Atkinson, Deputy Clerk
Eugene Atkinson, Community Member
Maxine Atkinson, Community Member
Meranda Cruz, Community Member
Robin Bergkamp, Community Member
Holly Chandler, Reading Instructor
Kay Davis, Community Member
Christine Dillingham, Director Residence Life
Mark Douglass, Community Member
Toni Douglass, Community Member
Candy Downer, Community Member
Keith Downer, Community Member
Rodney Dozier, GCCC Chief of Police
Eleanor Everett, Community Member
Liz Everett, Student
Jeanie Ferguson, ESL Instructor
Tammi Frazer, Community Member
Dave Frazer, Community Member
Amber Friend, *Garden City Telegram*
Donna Gerstner, Community Member
Lachele Greathouse, Business Instructor
Randall Grisell, Attorney for Garden City Community College
Angie Haflich, High Plains Public Radio
Renee Harbin, Business Instructor
Sheena Hernandez, /English Instructor/Faculty Senate
Jim Howard, Community Member
Tammy Hutcheson, Social Science Instructor
Phil Hoke, Drama Instructor/Faculty Senate President
Kathy Irvin, Community Member
Micah Koksall, Counselor/ SGA Advisor
Aaron Kucharik, Community Member
Jane Krug, Community Member
Winsom Lamb, Instructor Social Science
Shelli Lalicker, Science Instructor
Jean Lamfers, Attorney
Barbara Larson, Community Member
Bob Larson, Community Member
Carol Lee, Community Member
Terry Lee, Community Member
Robert Y. Lewis, Attorney

Kimberly McLean, Community Member
Hector Morilla, Robert Y. Lewis, Attorney
Mariano Mvniz, GCCC Police
Janice Nunn, Community Member
Kimby Ocha, Community Member
Susan Ortega, Business Instructor
Mike Reed, Community Member
Nick Salazar, Instructor HPER
Perla Salazar, Math Instructor
John Sanders, Community Member
Jana Ulrich, Community Member
Robert Ramos, Community Member
Justin Smith, Community Member
Annie Stoppel, Community Member
Tanda Tabor, Community Member
Cricket Turley, Community Member
Susan Waller, Community Member
Claudia Ward, Community Member
Rachel Worf, Community Member
Zac Worf, Community Member

The Garden City Community College Board of Trustees met in special session on Monday, August 6, 2018 in the Endowment Room of the Beth Tedrow Student Center.

CALL TO ORDER:

Chair Martinez called the meeting to order at 6:30 p.m.

EXECUTIVE SESSION:

Motion:

Douglass moved, seconded by Worf, that the Board recess into executive session for twenty minutes, for the purpose of consultation with the attorney for the Board of Trustees on matters that would be deemed privileged in the attorney-client relationship, specifically potential claims, allowing five (5) minutes to clear the room. The open meeting will resume in the Endowment Room of the Beth Tedrow Student Center in 20 minutes (6:55 p.m.). Action may be taken following the executive session.

Ayes: Crist, Douglass, Hitz, Martinez, Wasinger, Worf

Nays: None

Motion carried: 6-0

Board recessed into executive session at 6:35 p.m.

Included in Executive Session:

GCCC Board of Trustees

Randall Grisell, Attorney for the Garden City Community College Board of Trustees

Board reconvened into open session at 6:55 p.m. Chair Martinez stated that no binding action was taken.

Motion:

Douglass moved, seconded by Hitz, that the Board of Trustees of Garden City Community College approve the settlement, separation and consulting agreement between Dr. Herbert Swender the board of trustees and Garden City Community College effective August 6, 2018.

Ayes: Crist, Douglass, Hitz, Martinez, Wasinger, Worf

Nays: None

Motion carried: 6-0

Chair Martinez then read the following statement:

“The Board of Trustees of Garden City Community College and Dr. Herbert J. Swender have entered into a Settlement, Separation and Consulting Agreement (agreement), effective August 6, 2018. The Agreement results in a mutual termination of Dr. Swender’s role as president of GCCC. Dr. Swender will remain an employee of the college until January 1, 2019, acting in a consulting role, if contacted by the Board or college staff. On or before January 15, 2019, the Board will pay Dr. Swender the lump sum of \$278,000, which represents one (1) year of salary and certain benefits.

Dr. Swender had a three (3) year employment contract with the Board, which began the current term on July 1, 2018. As has been made available to past retirees of GCCC, Dr. Swender also had a health insurance benefit which provided him with payment of health insurance premiums through December 31, 2023, should he voluntarily resign. The agreement represents a compromise of amounts contractually owed to Dr. Swender by the Board, in exchange for mutual releases of liability and claims, and the immediate termination of Dr. Swender’s employment. Both parties believe the agreement is a fair resolution of outstanding issues, and it will eliminate the possibility of litigation and associated expenses.”

The first special meeting of Garden City Community College Board of Trustees of August 6, 2018 was adjourned and the second special meeting of the Garden City Community College Board of Trustees of August 6, 2018 began at 7:00 p.m.

Motion:

Worf moved, seconded by Wasinger, that the Board recess into executive session for thirty (30) minutes, for the purpose of consultation with the attorney for the Board of Trustees for personnel matters of non-elected personnel, which if discussed in open meeting might violate their right to privacy, specifically contract responsibilities.

Ayes: Crist, Douglass, Hitz, Martinez, Wasinger, Worf

Nays: None

Motion carried: 6-0

Board recessed into executive session at 7:05 p.m.

Included in Executive Session:

GCCC Board of Trustees

Randall Grisell, Attorney for the Garden City Community College Board of Trustees

Board reconvened into open session at 7:35 p.m. Chair Martinez stated that no binding action was taken, however the Board is working on a plan for succession.

Motion:

Motion:

Worf moved, seconded by Douglass to adjourn the August 6, 2018 Garden City Board of Trustee meeting.

Ayes: Crist, Douglass, Hitz, Martinez, Wasinger, Worf

Nays: None

Motion carried: 6-0

Meeting adjourned at 7:40 p.m.

Debra J. Atkinson
Deputy Clerk

Steve Martinez
Board Chair