

**REGULAR MEETING OF THE BOARD OF TRUSTEES  
OF THE EVERGREEN STATE COLLEGE**

**May 10, 2006**

**Trustees Attending:** Stanley Flemming  
Deborah Barnett  
Jayne Kaszynski  
David Lamb  
Marilee Roloff

**Absent:** Claudia Kauffman RedMorningStar  
Chris Hedrick  
Karen Lane

**Representatives to the Board:** Laura Bergman, Staff Representative  
Laurie Meeker, Faculty Representative

**Staff Present:** Theresa Aragon, Academic Dean  
John Carmichael, Administrative Assistant to the President/Recording Secretary  
to the Board of Trustees  
Andy Corn, Assistant Director of Student Activities  
Art Costantino, Vice President for Student Affairs  
Edie Harding, Director of Governmental Relations  
Sharon Harrison, Advancement Operations Officer  
Lee Hoemann, Executive Associate to the President  
John Hurley, Vice President for Finance and Administration  
Maryam Jacobs, Internal Auditor  
Nancy Johns, Assistant Director of Facilities  
Tracey Johnson, Administrative Secretary  
John Lauer, Director of Housing and Food Services  
Tom Mercado, Director of Student Activities  
Scott Pinkston, Director of Alumni Affairs  
Thomas L. Purce, President  
Paul Smith, Director of Facilities  
Steve Trotter, Executive Director of Operational Planning and Budget

**Others Attending:** Happy Rons, Assistant Attorney General

Trustee David Lamb called the meeting to order at 10:03 a.m. in the Board Room of The Evergreen State College.

**College Activities Building Pre-Design**

Art Costantino, Vice President for Student Affairs, introduced students working on pre-design options for the renovation of the College Activities Building: Blake Hamann, Dan Bolduc, Justin Tremblay, Dan Edelstein, and Alice Dietz.

Mr. Hamann said that the Campus Life Study Group found strong student interest in improving the College Activities Building (CAB). The CAB Pre-Design committee was formed to work with Perkins and Will architects to develop options for improving the building. Ms. Dietz described the membership and meeting schedule of the committee. Mr. Bolduc described the committee's outreach to students, CAB tenants and other interested people. Mr. Tremblay described the group's use of a blog to inform the campus about the options under consideration. Mr. Edelstein described the group's effort to encourage students to participate in a Spring vote on the fee that would be necessary to carry out the project. He said that the group's three options are estimated to require three fee levels. The low cost option would require a fee of \$3.25 per credit. The second option would require a fee of \$4.25 per credit, and the most expensive option requires a fee of \$5.75 per credit. The college will also seek \$4.9 million from the state to pay for maintenance and preservation of the building. Ms. Dietz described the fees that students at

other Washington state baccalaureate institutions pay for their student union and recreation facilities. The group described the major features included in the three options.

#### **Services and Activities Fee Allocation Board**

Director of Student Activities Tom Mercado introduced Maggie Cain, the chair of the of the Services and Activities (S&A) Fee Allocation Board, and Andy Corn, Assistant Director of Student Activities. Mr. Mercado recalled that last year the Board of Trustees approved the S&A biennial budget. That budget included \$4,858,164 for Tier I organizations, which are those offices that receive S&A funding and are managed by permanent professional staff. The board's action last year also approved a one-year budget for Tier II student organizations. In June, the Board of Trustees will be asked to approve a second, one-year budget for Tier II student organizations.

Ms. Cain described S&A funded activities including the Chemistry Club's science fair, the Synergy conference, and the Musician's Club's Red Square concerts. Ms. Cain said that the S&A Board is working to complete its deliberations over next year's Tier II budget. Mr. Mercado said that this year's recommendations will include supplemental allocations for two Tier II organizations: an allocation to address a salary compression issue in the Campus Children's Center and an additional staff position for the *Cooper Point Journal* to put the paper on-line.

#### **WashPIRG**

Mr. Mercado recalled that administrative responsibility for the college's contract with WashPIRG transferred to Student Activities two years ago. He said that moving the WashPIRG office to the Student Activities area has been positive. The WashPIRG contract is renewed every two years. Renewal of the contract requires a student-wide vote on the student fee associated with the contract. By the terms of the contract, at least 25 percent of eligible students must vote in favor of the fee. The election was held Winter quarter and more than 25 percent of eligible students voted in favor of the fee at the increased level of eight dollars per quarter. The contract will be revised and the trustees will be asked to approve the fee and contract in June.

#### **President's Report**

President Purce invited Laurie Meeker to report to the board as faculty representative. She said that the faculty continues to work in faculty meetings and in the Deans Governance Groups. A subgroup of the faculty have examined faculty salaries and adopted several resolutions. Ms. Meeker distributed a handout summarizing the faculty's resolutions related to salaries. The resolutions expressed the will of the faculty to see the sabbatical budget fully funded and asked the Provost and Deans to examine the equity of salaries for adjunct faculty. The faculty considered a new risk management policy covering field work. They sent that policy back to committee for further work. The faculty are also looking at a proposed policy regarding public notification when registered sex offenders enroll in academic programs. The faculty expressed the need for more support in that situation. The Deans Governance Groups continue to discuss curriculum planning structures.

President Purce invited Laura Bergman to report as staff representative to the board. Ms. Bergman said that she had been asked whether retired staff can continue to enroll in the TESC Crier and TESC Talk e-mail listservs. She was also asked whether retired staff can receive tuition waivers.

President Purce asked Alumni Director Scott Pinkston to report on behalf of the Alumni Association. Mr. Pinkston said that the Alumni Association Board of Directors has awarded an undergraduate scholarship and is preparing to award a graduate scholarship. The Alumni Board's financial position is strong. The alumni office is working with the Admissions office and the President's office to develop an events schedule for next year.

President Purce asked Advancement Operations Officer Sharon Harrison to provide a fundraising update. She reported that overall gifts for the current fiscal year reached more than \$2 million by April 30. She said that the Annual Fund has exceeded its goal of \$375,000.

President Purce asked Internal Auditor Maryam Jacobs to describe her work after four months at Evergreen. She said that she is developing a risk-based audit plan. To develop the plan, she is reviewing financial controls in the business office and across campus. She is also examining cash receipting areas across campus. She said that staff are doing good work and are receptive to her recommendations and training. President Purce said that he may recommend the board form an audit committee to receive reports from Ms. Jacobs on a regular basis.

President Purce described his schedule and activities during Spring quarter. He described the meeting of the Joint Governing Boards group which he attended with Dr. Flemming. The group agreed to meet again and coordinate a meeting of all Trustees and Regents before the end of the year. President Purce said that staff at the baccalaureate institutions have worked to develop a system-wide prioritized list of capital requests as required by the legislature. The presidents have endorsed the list and agreed to recommend approval by the institutional boards.

President Purce said that the Public Employment Relations Commission (PERC) has notified the college of a petition to form a faculty union. The college administration is working to respond to the PERC's request for a list of eligible faculty members. While the petition is pending the college is in "laboratory conditions." He said that the administration is learning what is necessary to comply with the law while working to maintain a balance of collegiality.

### **Executive Session**

Trustees Stan Flemming and Deborah Barnett joined the meeting by phone, forming a quorum of the board. Mr. Lamb announced that the board would move to executive session to consult with legal counsel about pending litigation and would return to an open public meeting at 1:15 p.m. The board returned to open public meeting at 1:15 p.m.

### **Indemnification and Legal Defense**

**Motion** Ms. Roloff made a motion to adopt resolution 2006-04 (attached) providing  
**#5-01-06** indemnification and legal defense for J. Stephen Huntsberry in the action of *Pearl J. Shepard v. The Evergreen State College Foundation, et al.* The motion was seconded and passed on a voice vote.

### **Setting Summer Tuition**

Academic Dean Teresa Aragon referred the board to the administrative recommendation to raise tuition for summer school in the same way that tuition for the regular academic year was raised last year.

**Motion** Ms. Roloff made a motion to approve increases of 6% in the summer school 2006  
**#5-02-06** tuition rates for resident undergraduate and non-resident students. The motion was seconded and passed on a voice vote.

### **Roofing Contract Delegation**

Vice Presidents John Hurley and Art Costantino presented a recommendation to approve a roofing contract for campus Housing. The project would be funded by the recent bond sale.

**Motion**  
**#5-03-06**

Ms. Barnett made a motion to:

- Approve a project budget of \$857,020 for the Evergreen Housing Apartment Roofing Project which includes architect and engineering costs, the construction contract, State sales tax, project management costs, and project contingency.
- Authorize the award of the construction contract to Cobra Roofing Services in the amount of \$722,122.85 to roof all of the buildings in the 14 unit apartment complex.
- Delegate authority to the President (or his designee) to approve change orders for the Evergreen Housing Apartment Roofing Project until the cumulative total of change orders for the project reaches the project contingency, \$79,030.

The motion was seconded and passed on a voice vote.

**Adoption of Audited Financial Statements**

**Motion**  
**#5-04-06**

Ms. Roloff made a motion to approve audited financial statements for fiscal year 2005 as presented. The motion was seconded and passed on a voice vote.

**Recognizing Student Government**

Vice President for Student Affairs Art Costantino said that the Geoduck Union Constitution is ready to be certified as the governing document for Evergreen's student government. If the board certifies the constitution, an election will be held to select representatives. After the election, the student government will have to develop bylaws and other policies which may require further board approval. Director of Student Activities Tom Mercado said that more than 33 percent of the student body participated in the election that endorsed the proposed constitution, with 30 percent of the student body voting in favor. He said that this compares very favorably to participation rates at other institutions which average 9 to 12 percent nationally.

**Motion**  
**#5-05-06**

Ms. Roloff made a motion to adopt resolution 2006-05 certifying the Geoduck Union Constitution. The motion was seconded and passed on a voice vote.

**Approval of Minutes**

**Motion**  
**#5-06-06**

Ms. Roloff made a motion to approve the minutes of the March meeting as presented. The motion was seconded and passed on a voice vote.

**Appointment of Nominating Committee**

**Motion**  
**#5-07-06**

Ms. Kaszynski made a motion to appoint Ms. Roloff and Mr. Lamb as the nominating committee to propose board officers for 2006-2007. The motion was seconded and passed on a voice vote.


**Report of Student Trustee**

Ms. Kaszynski said that there is considerable student interest in the upcoming vote on the proposed CAB renovation fee and on representatives to the new student government. Final projects and other spring activities make for a busy Spring.

**Public Comment/Adjournment**

Mr. Lamb invited public comment. There was none. He adjourned the meeting at 1:38 p.m.

  
Stanley L.K. Flemming, D.O., M.A., Chair

  
Deborah J. Barnett, Secretary

**RESOLUTION AUTHORIZING INDEMNIFICATION**

NO. 2006-04

WHEREAS, a legal action, as designated below, has been commenced involving this institution of higher education; and

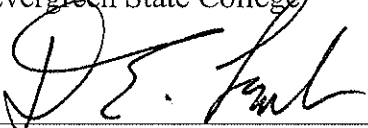
WHEREAS, the employee of the institution designated below has requested the Board to authorize his defense under RCW 28B.10.842; and

WHEREAS, the Board has made a determination that such designated individual was acting in the performance of his duties and in good faith; Now Therefore

BE IT RESOLVED that the Board of Trustees hereby specifically finds that the individual designated below acted within the scope of his authority and in good faith with regard to the conduct alleged by the plaintiff to be wrongful, and the Board specifically authorizes his defense and approves his indemnification by the State pursuant to RCW 28B.10.842.

Done in Open Meeting by the Board this 10th day of May, 2006.

BOARD OF TRUSTEES  
The Evergreen State College

By:   
Chairman of the Board

Title of Action: Pearl J. Shepard v. The Evergreen State College Foundation,  
Evergreen State College, State of Washington Risk Management,  
and Steve Huntsberry and his company of Employment.

Cause No.: 06-2-00353-2, Thurston County Superior Court

Individuals Indemnified: J. Stephen Huntsberry

I, the below-named assistant attorney general assigned to the College, have reviewed the facts and circumstances involving the request for indemnification and I concur in the determination by the Board of Trustees.

Dated this 10<sup>th</sup> day of May, 2006.

  
R. Happy Rons  
Assistant Attorney General

**Resolution No. 2006-05**  
of the  
*the Board of Trustees*  
of  
*The Evergreen State College*

**RECOGNIZING THE GEODUCK UNION CONSTITUTION**

**WHEREAS**, the students of The Evergreen State College currently have no recognized student government association, and

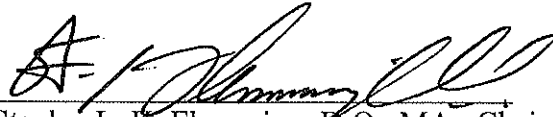
**WHEREAS**, in an election held between March 13, and April 7, 2006, students of The Evergreen State College demonstrated strong support for a student government organized according to the constitution proposed by Greeners for Student Government;

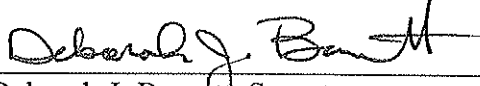
**WHEREAS**, The Board of Trustees finds that a student government association can make a positive contribution to the governance of the college by representing the interests of Evergreen students;

**THEREFORE BE IT RESOLVED** that the Board of Trustees recognizes the Constitution of the Geoduck Union;

**BE IT FURTHER RESOLVED** that before Spring Quarter 2007, the Geoduck Union shall propose to the Board of Trustees a plan for fully assuming the responsibilities of a student government association.

Done this 10<sup>th</sup> day of May 2006, in open meeting by the Board of Trustees.

  
\_\_\_\_\_  
Stanley L. K. Flemming, D.O., MA., Chair

  
\_\_\_\_\_  
Deborah J. Barnett, Secretary