

**DRAFT Minutes**  
**Special Meeting**  
**Board of Trustees for Adams State College**  
**Monday, December 5, 2005 – 10:00am**  
**Student Union Building, Room A-130/127**  
**Adams State College**  
**Alamosa, CO 81102**

The Trustees for Adams State College convened a special meeting on Monday, December 5, 2005 on the campus of Adams State College, Student Union Building, room A-130/127.

**I.** The meeting was called to order at 10:10am.

**II. Roll Call**

Board of Trustees

Trustee Bachicha – Present  
Trustee Cavanaugh – Present  
Chairman Eck – Present  
Trustee Ford – Present  
Trustee Lamm – Excused  
Trustee Reeser – Present

Trustee Salazar – Present  
Trustee Saltzman – Present  
Trustee Scoggin – Excused  
Faculty Trustee Nehring – Present  
Student Trustee Schrecengost – Present

ASC Staff, Students and Others

Richard Forman – Attorney General’s Office  
Georgia Grantham – Enrollment Management  
Hew Hallock – Valley Courier  
Bill Mansheim – Finance & Administration  
Ken Marquez – Student Affairs  
Mike Nicholson – Computing Services  
Frank Novotny – APAA

Cheryl Ravens – APAA  
John Sleeman – Attorney General’s Office  
Dave Svaldi – Provost  
Julie Waechter – Communications  
Nancy Wahl – Attorney General’s Office  
Dick Wueste – Community  
Jerrilyn Wueste – Community

**III. Approval of Agenda**

Chairman Eck made a motion to approve the agenda as presented. Trustee Bachicha moved the motion with Salazar seconding. The motion was passed unanimously.

**IV. Miscellaneous Items for Discussion and Possible Action**

**A. Wueste Termination**

Chairman Eck called for a motion to convene in executive session with Assistant Attorney General Richard Forman, counsel advising the Board in the matter of the termination of former

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President Wueste, pursuant to §24-6-402(3)(a)(II), C.R.S. for the purpose of receiving legal advice on specific legal questions and to invite the faculty and student trustees to attend the executive sessions. Trustee Cavanaugh moved the motion. Trustee Reeser seconded. The motion passed unanimously. The Chair noted that the needed 2/3rds voting members needed to convene in executive session are participating. Student Trustee Schrecengost voluntarily excused himself from the proceedings of the executive sessions.

### **Open Session Reconvenes**

Upon reconvening in open session, Chairman Eck announced she would continue to preside over the remainder of the meeting, however she is recusing herself from the following matter and asked Vice-chair Ford to assume the position as Chairman.

Vice-chair Ford called for and moved a motion that the Board of Trustees of Adams State College determined the existing record of the termination proceeding and the Board's deliberations held on October 6<sup>th</sup> and 7<sup>th</sup>, 2005, constitutes an accurate reflection of the Board's reasons for its final decision to terminate the employment of Richard Wueste effective October 7, 2005, that no additional written order is necessary, nor is any other Board action required, and that this termination hearing conducted by the Board of Trustees is concluded. Trustee Bachicha seconded. The motion passed unanimously noting Chairman Eck's recusal.

### **B. Discussion and possible approval of process for filling presidential vacancy and discussion and possible approval of updated ASC organizational chart to reflect the needs of ASC pending the appointment of a new president.**

Chairman Eck noted that Assistant Attorney General Richard Forman is excused.

Prior to convening in executive session, the Chair advised those present of the Board's authority to appoint a president for a term of up to four years or commence a presidential search.

Chairman Eck called for a motion to convene in executive session with the Board's attorneys, pursuant to §24-6-402(3)(a)(II), C.R.S. for the purpose of receiving legal advice on specific legal questions and pursuant to §24-6-402(3)(b)(I), C.R.S. to consider specific candidates for appointment of the office of President and to discuss individual personnel actions to adjust the Adams State College organizational chart. Trustee Bachicha moved the motion. Trustee Ford seconded. The motion carried unanimously.

### **Open Session Reconvenes**

Dr. David Svaldi gave a brief summary of the evolution of the College's organizational chart through past leaderships and the logic behind the newly proposed interim organizational structure provided the Board (*See Agenda Item IV-B-1c*). Additionally, position descriptions and responsibilities were also provided to the Board. The Chair advised those present that any discussion of specific personnel will be held in executive session. After extensive discussion regarding the proposed interim organizational structure, Vice-chair Eck moved for the approval of the proposed interim organizational chart as presented, and to appoint Dr. David Svaldi as the Interim President. Trustee Salazar seconded the motion. Prior to the voting, it was suggested the Board convene in an executive session to discuss the personnel effected with the adoption of the proposed interim organizational structure.

Chairman Eck called for a motion to convene in executive session with the Board's attorney(s), pursuant to §24-6-402(3)(a)(II), C.R.S. for the purpose of receiving legal advice on specific legal questions and pursuant to §24-6-402(3)(b)(I), C.R.S. to discuss individual personnel actions to

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adjust the Adams State College organizational chart. Trustee Bachicha moved the motion. Trustee Salazar seconded. The Chair called for the role to be taken on the motion:

Trustee Bachicha – Aye  
Trustee Cavanaugh – Aye  
Chairperson Eck – Aye  
Trustee Ford – Aye  
Trustee Lamm – Excused

Trustee Reeser – Excused  
Trustee Salazar – Aye  
Trustee Saltzman – Aye  
Trustee Scoggin – Excused

The Board convened in executive session.

### **Open Session Reconvenes**

The motion previously presented prior to entering into the executive session to discuss individual personnel actions to adjust the Adams State College organizational chart was repeated. It had been seconded by Trustee Salazar. The motion passed unanimously.

### **Miscellaneous**

Chairman Eck expressed her appreciation to James Trujillo on behalf of the entire Board for his diligence and dedication to Adams State College and the Board of Trustees.

Chairman Eck asked the Board members for a volunteer to enter into discussions with Interim President Svaldi regarding the benefits and compensation as Interim President. Trustee Bachicha volunteered as the representative to the Board.

The Board has also requested Dr. Svaldi to discuss and report back to the Board with a recommendation on the individual who would assume the college's daily functions during Dr. Svaldi's absence from the campus.

The Board discussed possible processes and timeline for filling the presidential vacancy. The consensus of the Board was to start a search during the Fall of 2006 to give the Campus ample time to dedicate their efforts towards the current accreditation process.

**The Board agreed to hold the public comment session, (V), prior to convening in executive session, (IV-C), for the convenience of those present.**

## **V. Public Comment**

Richard Wueste presented the Board with a written comment.

Vice-chair Ford thanked everyone at Adams State College for all they do to make the college a great institution. She wished to give credit to those individuals who were responsible for starting the Nursing, Sports Psychology, and Agribusiness programs. Additionally, she assured everyone that the institution has never been on "life support" and will continue to strive in part due to a strong Board of Trustees. She extended her gratitude for having the opportunity to serve on the Board and wished everyone the best in the future.

Erin Smith, of the Pueblo Chieftain, asked the Board for clarification on the term limits for the interim presidential position. The Board informed her the term was a "temporary, open-ended" term due to the uncertainty of the length of time the presidential search will take.

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**C. Pending or imminent litigation and legal advice on specific legal questions.**

Chairman Eck called for a motion to convene in an executive session with the Board's attorney(s) to discuss pending or imminent court action and to receive legal advice on specific legal questions pursuant to §24-6-402(3)(a)(II) C.R.S.,. Trustee Bachicha moved and amended the motion to invite the Faculty Trustee Nehring to attend the executive session. Trustee Ford seconded the motion as amended. The role was taken as follows:

Trustee Bachicha – Aye  
Trustee Cavanaugh – Aye  
Chairperson Eck – Aye  
Trustee Ford – Aye  
Trustee Lamm – Excused

Trustee Reeser – Excused  
Trustee Salazar – Aye  
Trustee Saltzman – Aye  
Trustee Scoggin – Excused

The motion passed. The Board convened in executive session.

**Open Session Reconvenes**

**VI. Adjournment**

Vice-chair Ford move for an adjournment. Trustee Saltzman seconded. The motion passed unanimously. The meeting was adjourned at 3:26pm.