

Des Moines Area Community College

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Board of Directors Meeting Minutes

3-3-2005

Board of Directors Meeting Minutes (March 3, 2005)

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March 3, 2005

Board of Directors
Des Moines Area Community College

Special Meeting

March 3, 2005 – 1:00 p.m.
Eldon Leonard Board Room
2006 S. Ankeny Blvd., Ankeny, Iowa 50021

1. Call to order.
2. Roll call.
3. Consideration of tentative agenda.
4. Closed session in compliance with Iowa Code Chapter 21.5(1)(i).
5. Return to open session.
6. Consideration of personnel matter.
7. Budget workshop.
8. Adjourn.

Trudy Little
Board Secretary

Board of Directors
Des Moines Area Community College
2006 S. Ankeny Blvd.
Ankeny, Iowa 50021

SPECIAL MEETING
March 3, 2005

A special meeting of the Des Moines Area Community College Board of Directors was held at the Eldon Leonard Board Room on March 3, 2005. Board President Joe Pugel called the meeting to order at 1:00 p.m.

ROLL CALL

Members present: Kevin Halterman, Lloyd Hill, Cheryl Langston, Naomi Neu, Ben Norman, Joe Pugel, Wayne Rouse, *Madelyn Tursi.

Absent: Harold Belken

Others present: Rob Denson, President/CEO; Trudy Little, Board Secretary; Kim Linduska; Sandy Tryon and Peter Pashler, Ahlers Law Firm.

APPROVE TENTATIVE
AGENDA

Neu moved; seconded by Tursi to approve the tentative agenda as presented.

CLOSED SESSION –
Iowa Code Chapter 21.5(1)(i)

Norman moved; seconded by Halterman to hold a closed session as provided in Section 21.5(1)(i) of the Open Meetings Law to evaluate the professional competency of an individual whose appointment, hiring, performance of discharge is being considered when necessary to prevent needless and irreparable injury to that individual's reputation and that individual requests a closed session.

Motion passed on a roll call vote. Aye-Halterman, Hill, Langston, Neu, Norman, Pugel, Rouse, Tursi. Nay-none.

*Director Tursi departs at 2:45 p.m.

RETURN TO OPEN
SESSION

The Board returned to open session at 2:40 p.m. A tape recording of the closed session has been placed in the lock box at Community State Bank.

CLOSED SESSION –
Personnel Matter

Norman made a motion; seconded by Langston for the Board of Directors to consider termination of Dr. Fred Gilbert's contract in accordance with Iowa Code 279.24(5) for the following reasons:

1. Dr. Gilbert's application for President of DMACC contained substantial acts of plagiarism and acts of misrepresentation, including portions of copyrighted publications without any attribution and/or credit to the actual authors of such copyrighted works. Dr. Gilbert admits this conduct.

2. Dr. Gilbert had taken the position that he did not personally write the answers to the essays in his own application, that he hired a person or persons to write the application for him, and that he paid \$1,000.00 cash for these services. Dr. Gilbert stated under oath that he did not recall the name of the person(s) who he paid to prepare his application or how he secured their services.
3. Dr. Gilbert submitted the application to the board with the intent that the board rely upon those materials, and the board did rely upon those materials.

This conduct violates the standards of performance DMACC expects of its employees, particularly those charged with responsibility for academic governance.

Dr. Gilbert is given the option of accepting a directed reassignment to a position of Grants Specialist, on an Iowa Code 279 contract with compensation of \$69,796, reporting to the Controller. Dr. Gilbert is advised by this Notice that this option of Grants Specialist must be accepted and Human Resources notified by noon on Monday, March 7, 2005.

Dated at Ankeny, Iowa, this 3rd day of March, 2005.

DES MOINES AREA COMMUNITY COLLEGE

By: Secretary, Board of Directors

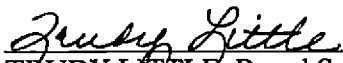
Motion passed on a roll call vote. Aye-Halterman, Langston, Neu, Norman, Pugel, Rouse. Nay-none. Abstain-Hill.

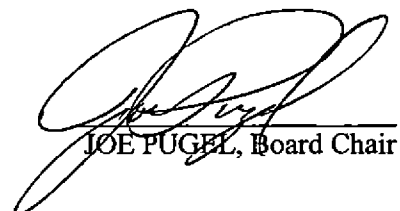
Attachment #1 to these minutes.

ADJOURN

Hill moved to adjourn; seconded by Rouse.

Motion passed unanimously and at 3:45 p.m. Board Chair Pugel adjourned the meeting. Aye-Halterman, Hill, Langston, Neu, Norman, Pugel, Rouse. Nay-none.


TRUDY LITTLE, Board Secretary


JOE PUGEL, Board Chair

MOTION TO CONSIDER TERMINATION

The Board of Directors of the Des Moines Area Community College ("DMACC") moves to consider termination of Dr. Fred Gilbert's contract in accordance with Iowa Code 279.24(5) for the following reasons:

Dr. Gilbert's application for President of DMACC contained substantial acts of plagiarism and acts of misrepresentation, including portions of copyrighted publications without any attribution and/or credit to the actual authors of such copyrighted works. Dr. Gilbert admits this conduct.

Dr. Gilbert has taken the position that he did not personally write the answers to the essays in his own application, that he hired a person or persons to write the application for him, and that he paid \$1,000.00 cash for these services. Dr. Gilbert stated under oath that he did not recall the name of the person(s) who he paid to prepare his application or how he secured their services.

Dr. Gilbert submitted the application to the board with the intent that the Board rely upon those materials, and the Board did rely upon those materials.

This conduct violates the standards of performance DMACC expects of its employees, particularly those charged with responsibility for academic governance.

Dr. Gilbert is given the option of accepting a directed reassignment to a position of Grants Specialist, on an Iowa Code 279 contract with compensation of \$69,796, reporting to the Controller. Dr. Gilbert is advised by this Notice that this option of Grants Specialist must be accepted and Human Resources notified by noon on Monday, March 7, 2005.

Dated at Des Moines, Iowa, this 3rd day of March, 2005.

DES MOINES AREA COMMUNITY COLLEGE

By: Judy Little
Secretary, Board of Directors

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Norman made a motion; second by Langston too approve the Motion to Consider Termination, as outlined above. Motion passed on a roll call vote. Aye-Halterman, Langston, Neu, Norman, Pugel, Rouse. Nay-none. Abstain-Hill.