

COLLEGE OF SOUTHERN IDAHO BOARD OF TRUSTEES

January 31, 2005

**5:30 p.m.
TAYLOR BUILDING
ROOM 258**

AGENDA

MINUTES: (A) *Mike Mason*

TREASURER'S REPORT: (A) *Mike Mason*

SWEARING IN OF TRUSTEE: (A) *Mike Mason*

BOARD REORGANIZATION: (A) *Mike Mason*

SPRING 2005 ENROLLMENT UPDATE: (I) *John Martin*

ACCREDITATION SELF-STUDY PRESENTATION: (I) *Chris Bragg & John Hughes*

FISH HATCHERY CONTRACT UPDATE: (I) *Terry Patterson & Les Hazen*

CAMPUS SMOKING RECOMMENDATION FROM STUDENTS:

(I) *Graydon Stanley, Megan Thom & Stephanie Standley*

RECREATION CENTER UPDATE: (I) *President Meyerhoeffer*

FALLS AVENUE ENTRANCE RENOVATION UPDATE: (I) *President Meyerhoeffer*

GOVERNOR'S RECOMMENDATION & JFAC REPORTS:

(I) *President Meyerhoeffer*

PRESIDENT'S REPORT: (I) *President Meyerhoeffer*

OLD BUSINESS

NEW BUSINESS

COLLEGE OF SOUTHERN IDAHO
COMMUNITY COLLEGE DISTRICT
BOARD OF TRUSTEES MEETING
DECEMBER 13, 2004

CALL TO ORDER: 5:30 p.m Presiding: LeRoy Craig

Attending: Trustees: LeRoy Craig, Dr. Charles Lehrman
Dr. Thad Scholes and Donna Brizee

College Administration: Gerald Meyerhoeffer, President
John M. Mason, Secretary/Treasure
Robert Alexander, College Attorney
Dr. Jerry Beck, Executive Vice President and Chief
Academic Officer
Curtis Eaton, Vice President of Planning and
Development and Student Services
Dr. DeVere Burton, Instructional Dean
Dr. Ken Campbell, Dean of Technology
Graydon Stanley, Dean of Students
Monty Arrossa, Director of Human Resources
Scott Scholes, Director of the Advising Center
Randy Dill, Physical Plant Director
Doug Maughan, Public Information Director
Karen Baumert, Sports Information Director
Kathy Deahl, Administrative Assistant to the
President

Employees: Edit Szanto, Revis Turner, Carol Vanhoozer,
Jodie Robb, Catrina Chapple, Kary Myers, Henry Jones,
Chris Bragg and John Hughes

Visitors: Judy Scholes

Faculty Representatives: Jim Palmer and Paul Morgan

PACE Representative: None

Brooke Yerke

Times News: Michelle Dunlop

Tower: Robert Mayer

MINUTES OF THE REGULAR SESSION OF NOVEMBER 15, 2004 AND THE
EXECUTIVE SESSION OF OCTOBER 18, 2004, were approved as
written on MOTION by Dr. Thad Scholes. Affirmative vote was
unanimous.

CSI Trustees

December 13, 2004

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TREASURER'S REPORT: The Treasurer's report was accepted on MOTION by Dr. Charles Lehrman. Affirmative vote was unanimous.

Bid:

1. The Board approved the sole bid of Lateral of Gatesville, Texas in the amount of \$28,980 for the specified human simulator system on MOTION by Dr. Charles Lehrman. Affirmative vote was unanimous.

Funding for this purchase is from the Idaho Alliance for Leaders in Nursing grant.

PRESIDENT'S REPORT:

1. The Board approved the transfer of \$1,671,800 from the General Fund, \$387,300 from the Bookstore, \$300,000 from the Student Union and \$150,000 from Registration Contingency Fee to the Plant Facility Fund for the purpose of preventative maintenance, remodel and construction projects on MOTION by Dr. Thad Scholes. Affirmative vote was unanimous.

2. The Board approved the donations as requested on the Herrett Center Proposed Acquisitions list on MOTION by Donna Scholes. Affirmative vote was unanimous.

3. The Board approved the change to the regularly scheduled January Board meeting date from January 24, 2005 to January 31, 2005 on MOTION by Dr. Charles Lehrman. Affirmative vote was unanimous.

4. Dr. Edit Szanto presented the final draft of the proposed copyright policy. The policy has been in development for nearly four years. Dr. Szanto did a detailed Power Point presentation for the Board explaining the copyright policy.

Monty Arrossa stated that the policy had been sent to faculty and staff and that there had not been any objections and that support for the policy was fairly strong.

4. (continued) The adoption of the copyright policy as written was passed on MOTION by Donna Brizee. Affirmative vote was unanimous

5. Scott Scholes introduced the staff of the Center for New Directions and gave an overview of the activities and functions of the center. The center is celebrating its twenty-fifth year and will host an open house from 11 am to 2 pm on Wednesday, January 12, 2005 at the center.

The President noted that the center had a positive impact on the community and college.

6. Chris Bragg gave the Board a brief overview of accreditation Standard III - Students. This standard basically covers all non-instructional areas that impact students. In a discussion involving the Student Health Center, Dean Graydon Stanley was asked to provide Board data concerning the use of the facility by students and prospective students.

Challenges identified in this area were keeping up with increasing enrollments, training for and upgrading new technology and complying with changing government regulations.

This is the final standard to be brought before the Board. The Board will receive a complete self study sometime in January of 2005.

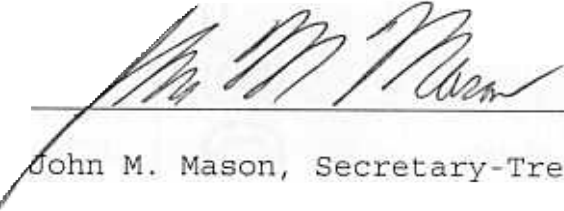
7 The President reported the following:

a. The College received a direct appropriation of approximately one million dollars for remodeling the campus entrance, expanding the para-professional teacher education program and expanding student service programs for Latino students.

b. The College will host its annual legislative dinner at the Herrett Center on Thursday, December 16, 2004.


c. The College is scheduled to present its budget request to the Joint Finance Appropriations Committee on Thursday, January 27, 2005.

ADJOURNMENT was declared at 6:35 p.m.



John M. Mason, Secretary-Treasurer


Approved: January 31, 2005



Chairman

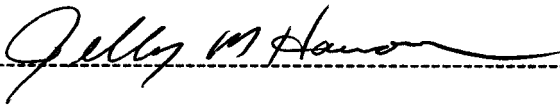
COLLEGE OF SOUTHERN IDAHO
TRUSTEE'S OATH OF OFFICE

I do solemnly swear that I will support the Constitution of the United States and the Constitution and laws of the State of Idaho; that I will faithfully discharge all of the duties for the Office of Trustee of the College of Southern Idaho according to the best of my ability, so help me God.



Trustee Signature

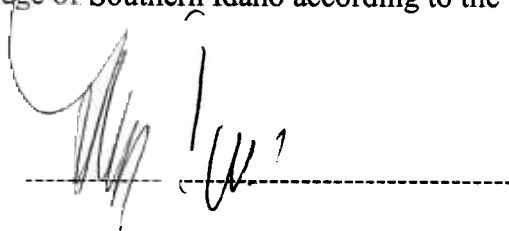
SUBSCRIBED AND SWORN to before me on this 31st day of January, 2005



Secretary/Treasurer

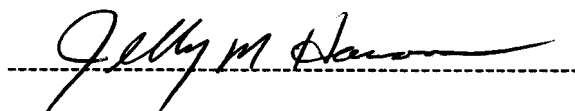
COLLEGE OF SOUTHERN IDAHO
TRUSTEE'S OATH OF OFFICE

I do solemnly swear that I will support the Constitution of the United States and the Constitution and laws of the State of Idaho; that I will faithfully discharge all of the duties for the Office of Trustee of the College of Southern Idaho according to the best of my ability, so help me God.

A handwritten signature in black ink, appearing to be "J. M. Hanson", is written over a horizontal dashed line.

Trustee Signature

SUBSCRIBED AND SWORN to before me on this 31st day of January, 2005

A handwritten signature in black ink, appearing to be "Jelly M. Hanson", is written over a horizontal dashed line.

Secretary/Treasurer

January 20, 2005

To: President Meyerhoeffer and the College of Southern Idaho Board of Trustees

From: Mike Mason

Re: Board Reorganization

In accordance with Idaho Code 33-2106, the Board must reorganize after every election. The current positions are as follows: LeRoy Craig - Chairman, Dr. Charles Lehrman - Vice Chairman, Donna Brizee - Clerk, Dr. Thad Scholes - Trustee, Bill Babcock - Trustee and John M. Mason - Secretary/Treasurer.

In the past the Board has not officially designated a representative to serve on the College of Southern Idaho Foundation. Donna Brizee is currently serving as the Trustee representative on the Foundation Board. It is my recommendation that the Board officially appoint a Trustee to serve on the College of Southern Idaho Foundation Board each time the Board is reorganized.

If you have questions or need further information, do not hesitate in contacting me at 732-6203.



COLLEGE OF
SOUTHERN
IDAHO

January 20, 2005

To: President Meyerhoeffer and the College of Southern Idaho Board of Trustees

From: Mike Mason

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Re: Board Reorganization

In accordance with Idaho Code 33-2106, the Board must reorganize after every election. The current positions are as follows: LeRoy Craig - Chairman, Dr. Charles Lehrman - Vice Chairman, Donna Brizee - Clerk, Dr. Thad Scholes - Trustee, Bill Babcock - Trustee and John M. Mason - Secretary/Treasurer.

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If you have questions or need further information, do not hesitate in contacting me at 732-6203.

IN THE SENATE
RESOLUTION NO. 4
BY THE ASCSI SENATE - 2004-05
By Senator Art Laycock
Co-Sponsored by Senator Melissah Laycock, Senator
Tyler Luna, and Vice-President Stephanie Standley

- 1 TO THE ASSOCIATED STUDENTS OF THE COLEGE OF SOUTHERN IDAHO
- 2 REGARDING THE COLLEGE OF SOUTHERN IDAHO TWIN FALLS CAMPUS
- 3 SMOKING POLICY:
- 4 WHEREAS, the ASCSI Student Senate conducted a survey of the student body to
- 5 determine the support of the student body for the expenditure of \$24,000.00 to build
- 6 smoking huts on the College of Southern Idaho Twin Falls campus and,
- 7 WHEREAS, a super-majority of the participating students expressed a desire that the
- 8 College of Southern Idaho Twin Falls campus be a non-smoking campus, and did not
- 9 support the expenditure to build smoking huts and,
- 10 WHEREAS, to make certain the results from the first survey were valid, the ASCSI
- 11 Student Senate conducted a second survey available on the College of Southern Idaho
- 12 home page, so that all students might have an opportunity to express their voice and,
- 13 WHEREAS, the results of the second survey were consistent with the results of the first
- 14 survey, in that there was a super-majority of the participating students who favor a
- 15 non-smoking campus.
- 16 and,
- 17 WHEREAS, to bring the College of Southern Idaho Twin Falls Campus Smoking Policy

18. in line with the expressed desire of the super-majority of students,

19. NOW, THEREFORE BE IT RESOLVED BY THE ASCSI SENATE, ACTING AS

20. REPRESENTATIVES OF CURRENT AND FUTURE STUDENTS OF THE

21. COLLEGE OF SOUTHERN IDAHO, WE RECOMMEND TO PRESIDENT

22. MEYERHOEFFER AND THE BOARD OF TRUSTEES THAT THE COLLEGE OF

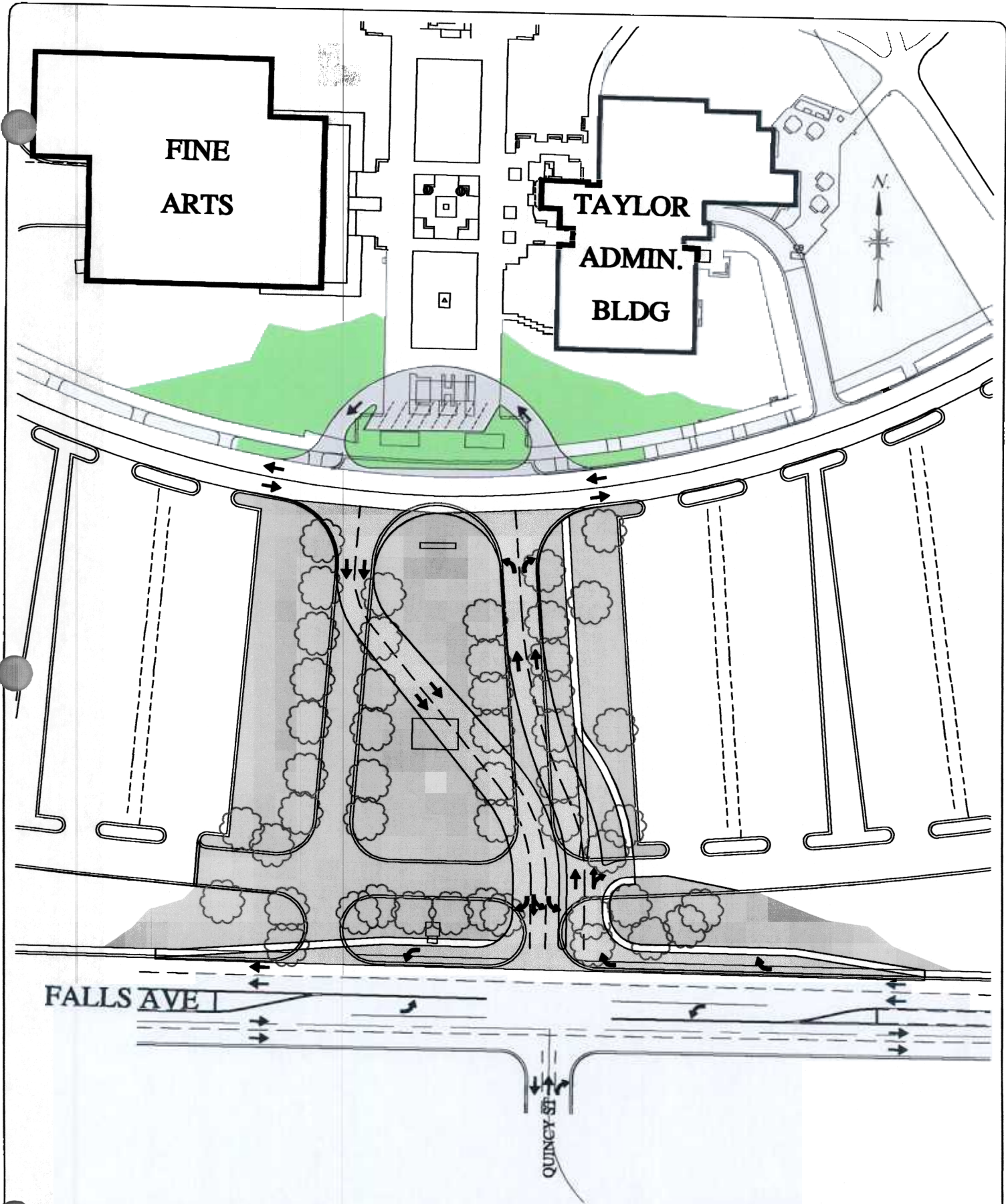
23. SOUTHERN IDAHO ADOPT A POLICY OF NO SMOKING ON THE CAMPUS

24. IN THE INNER-RING, THE AREA TO BE DEFINED AS THE ENTIRE CAMPUS

25. AREA, GROUNDS, SIDEWALKS AND BUILDINGS INSIDE THE ROAD WHICH

26. CIRCLES THE CAMPUS.

27. Upon a simple majority this resolution shall be in full effect.



COLLEGE OF SOUTHERN IDAHO
 315 FALLS AVE
 SECTION 4, T. 10 S., R. 17 E., B.M.

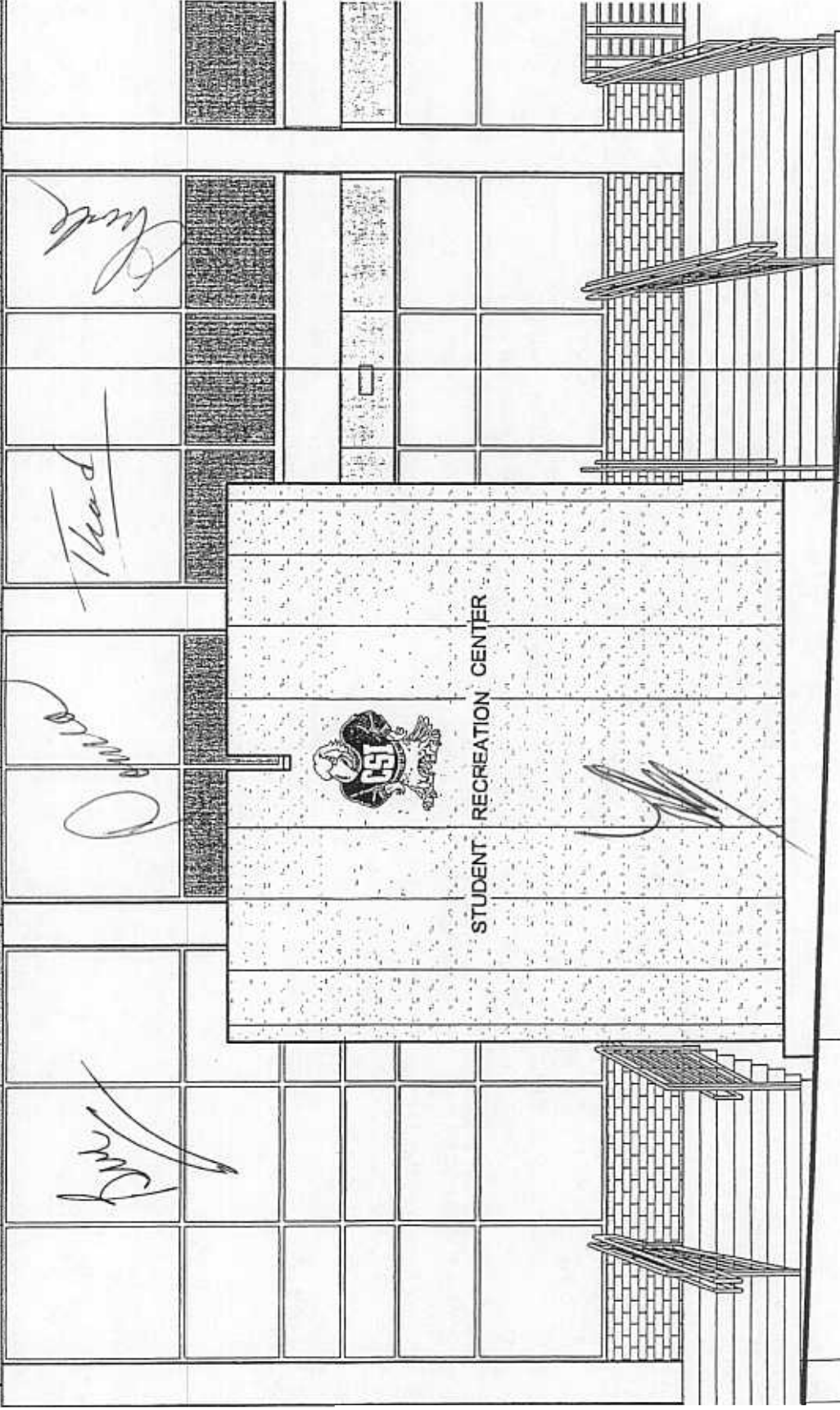
CSI ALTERNATE ENTRANCE #1

Scale: 1" = 100' | Date: 01/05 | Proj. Number: 757
 Dwg. Path: F:\GENERAL\FILES\757\SEC04.DWG

RIEDEL & ASSOCIATES, INC.
 202 Falls Avenue
 Twin Falls, Id. 83301
 Phone: (208) 734-2446
 Fax: (208) 734-2748

1311 E. Franklin Rd., Suite 106
 Meridian, Id. 83642
 Phone: (208) 898-9165
 Fax: (208) 898-9166





B

SIGN

*John A. Rosholt
Albert P. Barker
John K. Simpson
Travis L. Thompson
Shelley M. Davis*



113 Main Ave. W., Suite 303
Twin Falls, ID 83301-6167
(208) 733-0700 telephone
(208) 735-2444 facsimile
jar@idahowaters.com

205 N. Tenth St., Suite 520
P.O. Box 2139
Boise, ID 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

Travis L. Thompson
tlt@idahowaters.com

December 17, 2004

Mr. Mike Mason
College of Southern Idaho
P.O. Box 1238
Twin Falls, Idaho 83303

Mr. Les Hazen
c/o Twin Falls Wildlife Federation
751 Cento Dr.
Twin Falls, Idaho 83301

**RE: Informed Consent to Waive Conflict of Interest for Purposes of Drafting
Conveyance Documents for W.R. Priebe Fish Hatchery Property**

Dear Mike / Les:

This letter is a follow-up to my earlier letter of November 1, 2004. I recently discussed CSI's concerns over the first letter and the condition about continuing the aquaculture program with Les Hazen. After talking with Les, the Twin Falls Wildlife Federation ("TWF") is willing to allow CSI to use the property for other educational purposes beyond the aquaculture program, should the water ever cease to flow. However, TWF has a few other conditions they would like to include on the property transfer regarding existing open space and the height of future buildings (or remodel of existing buildings).

As you are both aware, CSI has leased the property from TWF since 1977. TWF seeks to transfer the property to CSI, upon certain conditions (set forth below), in order to complete their corporate dissolution. CSI and TWF have requested our firm to assist in this transaction on behalf of both parties with CSI agreeing to pay for the costs of the document preparation.

The Idaho Rules of Professional Conduct require an attorney to obtain the "informed consent" of each client where a conflict of interest may exist. "Informed consent" denotes the agreement by a person to a proposed course of conduct after the attorney has communicated adequate information and explanation about the material risks of and reasonably available alternatives to the proposed course of conduct. Rule 1.0(e).

Our firm believes that it can provide competent and diligent representation to both CSI and TWF in drafting the necessary documents to complete the property transfer. It is our understanding that TWF seeks to transfer the property to CSI upon the following terms and conditions:

- 1) The property will be held in public ownership in perpetuity.
- 2) The property cannot be developed into any type of business, including "for profit" commercial entities.
- 3) The property cannot be developed into homes, student living, apartments, condominiums, etc.
- 4) No additional buildings or structures can be constructed upon existing open space. Development must be restricted to the part of the property where existing buildings, raceways, roadways, walkways, and parking is located.
- 5) Any remodeling or additions to existing buildings, or construction of new buildings on the property shall be limited in height by thirty (30) feet above ground level, including any tower antennas or roof peaks.
- 6) The property cannot be sold or transferred to another owner.
- 7) All restrictions in current lease agreement shall continue.
- 8) CSI shall continue to plant fish for area sportsmen as requested by IDFG.
- 9) If the aquaculture program is discontinued, CSI may continue to use the property for educational purposes (i.e. horticulture, other purposes).
- 10) If CSI ceases to exist, or violates any of the conditions, the property shall revert to the City of Twin Falls Parks & Recreation Dept.

It is our understanding that these terms and conditions are acceptable to CSI. The conveyance document transferring the property will contain the above terms and conditions as requested by TWF.

As for the "material risks" in having our firm draft the documents on behalf of both parties, there is no risk in negotiating the terms of the transfer since TWF is gifting the property, and the parties have agreed upon the terms of that transfer. Therefore, our firm will not be placed in a position to negotiate on one party's behalf to the detriment of the other. In addition, representing both CSI and TWF is not prohibited by law and does not involve the assertion of any claims by one party against the other. Both CSI and TWF have the right to obtain separate legal counsel to finalize the property transfer if necessary.

This letter confirms that CSI and TWF give "informed consent" to Barker, Rosholt & Simpson LLP for purposes of drafting necessary documents to complete the transfer of the W.R. Priebe Fish Hatchery Property to CSI. CIS and TWF understand and acknowledge that the firm will represent both parties in the transaction and agree to waive any "conflict of interest" that the firm's attorneys may have in this matter. Please have a representative from each organization sign below.

Mr. Mike Mason (CSI) / Mr. Les Hazen (TWF)

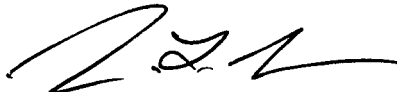
December 17, 2004

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Please call me at 733-0700 if either CSI or TWF have any questions about this matter or if we are mistaken about the terms and conditions outlined above. If the proposed representation is acceptable, please have a representative from each organization sign below and return the original letter to my office. We look forward to working with both entities to effectuate the property transfer in a satisfactory manner.

Sincerely,

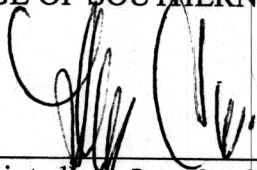
BARKER ROSHOLT & SIMPSON LLP



Travis L. Thompson

DATED this 2 day of February, 2005.

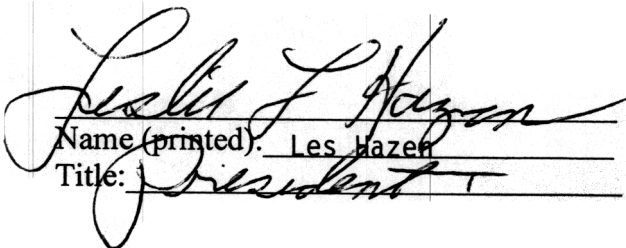
COLLEGE OF SOUTHERN IDAHO



Name (printed): LeRoy Craig
Title: Chairman, CSI Board of Trustees

DATED this 2 day of February, 2005.

TWIN FALLS WILDLIFE FEDERATION



Name (printed): Les Hazen
Title: President