



Meeting Minutes
November 12, 2020
Via Zoom
1:00 pm

MEMBERS PRESENT

Jenna Derrico	West Virginia Northern Community College
Amy Pitzer	Concord University
Michele Lang	Glenville State College
Jane Fouty	BridgeValley Community & Technical College
Kim McFee	West Virginia University at Parkersburg
Barbara Sanders	WV School of Osteopathic Medicine
Clark Kendall	Fairmont State University
Joanne (Jodi) Miller	New River Community and Technical College
Melissa Hoag	West Virginia University Institute of Technology
Verne Britton	WVNET
Dee Preston	Mountwest Community & Technical College
David Hays	West Virginia State University
Mary Beth Myers	Shepherd University
Shirley Robinson	West Virginia University
Teresa Meddings	Marshall University

**MEMBERS ABSENT
(EXCUSED)**

Deidre Guyton	Bluefield State College
Chris Gray	Southern West Virginia Community & Technical College

(UNEXCUSED)

LeeAnn Shreve	Eastern West Virginia Community & Technical College
Maureen Golick	West Liberty University

GUESTS

Ken Harbaugh	Emeritus
Bob Long	Emeritus

1. The Chair called the meeting to order at 1:15 p.m. After determination of a quorum was made, the Chair requested a volunteer to take minutes in the absence of the ACCE secretary. The Vice Chair agreed to take minutes.
2. The Chair then addressed the approval of minutes. The group agreed to approve the outstanding minutes via email. The group also agreed to send changes/corrections to Chris Gray as soon as possible.
3. Chair Derrico reviewed the agenda with the group and opened the floor for discussion regarding ACCE's Legislative Plan. Discussion ensued regarding the difficulty of being able to communicate directly with legislators with COVID, travel restrictions, and such. The discussion also included possible items that may come up during the 2021 session, such as whether or not 18B will be opened, as well as concerns as to what the actual legislative session might look like—will they gather in person, will they meet by electronic means, will they come to the Capitol in small groups or only to vote, maybe not a full 60-day session, etc. There are many unknowns this early out. With Mitch Carmichael's defeat, we won't know who will be the next Senate President until late December, early January.
4. Discussion then turned to the HEPC Rule concerning "administrative" and "legislative" exempt schools and what criteria would be used to make that determination. ACCE members also discussed the HEPC Funding Formula Rule, which does not seem to be a priority. President's Group are meeting weekly with Chancellor Tucker and some think they may not all be on the same page with what they want in a formula.
5. Bob Long inquired as to what might happen with the outdated state code language in §18B-6 and §18B-5 regarding classified staff councils and ACCE. Discussion ensued. Other discussion about unionization, lack of participation at state and local levels, and even the apathy at some campuses by employees themselves.
6. The plan discussed was to reach out to the Legislative leadership once we know who they are, especially the Education Committee chairs in the House and Senate and lay out for them what we have lost, and what it means as far as representation, shared governance, and disparate treatment with other state employees. The group also discussed a possible brochure or some type of handout to leave with them or send via email. There was some discussion about having them attend our meeting via Zoom and then if they needed or requested more information we could follow up with the handout or a white paper.
7. Chair Derrico spoke briefly about asking the ACF to support ACCE and we would support them. She may invite the ACF to join us for a future meeting to see what kind of common agenda items we have and what each has that the other can support.
8. There was brief discussion about West Virginia State's announcement that they may lay off employees and the BOG there has already given approval to do so.

Bob Long voiced concerns regarding the schools who have declared all their employees to be "critical" or "essential" and then laying them off. David Hays says the BOG has a rule in the 30-day comment period that will determine how employees will be treated in a layoff situation. Faculty will be offered retirement or severance (if they qualify) while staff will receive a reduction in pay or be laid off.

9. New Business:

- a) Barbara Saunders inquired about the "Concerns List" for Chancellor Tucker and asked to make sure we follow through on that list with the Chancellor. Chair Derrico asked that we put ideas together through our LISTSERV discussion list.
 - b) David Hays asked that funding for PEIA be added to the list of concerns.
 - c) Bob Long asked if Jane Fouty had received comments from members about the "concerns list" for the Chancellor and wanted to confirm she had received his comments as they relate to a proposed legislative rule for "legislatively exempt" schools vs "administratively exempt" schools and what the acceptable criteria should be. There was much discussion on this issue. The group was encouraged to review the list from the October minutes and send issues that should be added to the Chair and to Jane as soon as possible.
 - d) Bob Long wanted to add an increase in funding for high education and noted it has to be reliable, stable funding and the model should favor institutions doing a good job.
 - e) Ken Harbaugh stated that some don't necessarily believe all the schools are on the same page with the funding model proposed.
 - f) Chair Derrico noted that the Presidents report that they are working together much more cooperatively and hope they won't be "punished" with lower level of funding.
 - g) Ken Harbaugh also stated that with all schools having some form of diminished enrollments, they are vulnerable to cuts and that vulnerability is their motivation to work together to get something they can count on with budgets/funding formulas per SB760.
 - h) There was ample discussion about a possible campus carry bill to come from the legislature again. There was much talk about mental health issues of so many students, instability of disgruntled employees, institutions are not in total agreement across the state. Institutions have been given much freedom, so why not allow each institution to make the decision?
 - i) And again, discussion about which schools have actual BOG rules regarding an all staff model for their staff council. Who can serve, who to omit, who has voting rights, By-law language, etc., in addition to a BOG approved rule. Some schools that replied they do are willing to share their language with those who want them.
10. The Chair, having served last call for new business items, then recapped the meeting, and will focus on guests for the December 14th meeting and maybe a smaller group meeting with legislators in January. She also will keep track of the legislative issues list and the list of concerns for Chancellor Tucker. She will ask the

group to choose meeting dates for January through March at the December 14, 2020 meeting.

11. There being no further business to attend to, David Hays moved for adjournment. Shirley Robinson seconded the motion. The meeting adjourned at 2:57pm.

Submitted by,
Amy Pitzer, ACCE Vice Chair