

INDEX OF MINUTES
BOARD OF GOVERNORS
STATE UNIVERSITY SYSTEM OF FLORIDA
FLORIDA STATE UNIVERSITY
BALLROOM, ALUMNI CENTER
TALLAHASSEE, FLORIDA
MARCH 27, 2008

<u>ITEM</u>	<u>PAGE</u>
1. Call to Order and Chair’s Report..... 1 1
2. Approval of Minutes of the Meeting of the Board of Governors held January 24, 2008; and Minutes of Board of Governors Telephone Conference Calls held February 21, 2008, and March 4, 2008.....	3
3. Chancellor’s Report.....	3
4. Presentation: 2008-2009 SUS Budget.....	4
5. Interim Report, Task Force on FAMU Finance and Operational Control Issues.....	4
6. Presentation, E-Learning Report.....	6
7. Presentation, Medical Education Status Report.....	9
8. Consent Agenda Items:	
A. Deferred, New Board Regulation 1.005, Public Meeting Requirements; and Approval, New Board Regulation 1.006, Conflicts of Interest.....	10
B. Approval, Amended Board Facilities Regulations: Board Regulation 9.004, Razing of Buildings; Board Regulation 9.005, Naming of Buildings; Board Regulation 14.002, (Construction) Definitions; Board Regulation 14.004, Public Announcement and Qualification Procedure; Board Regulation 14.005, Certification and Competitive Selection of Architects/Engineering; Board Regulation 14.007, Competitive Negotiation; Board Regulation 14.018, Contracting Authority for Construction Contracts; Board Regulation 14.020, University Supervision of Construction Program; Board Regulation 14.021, Procedures for Construction Contract Bidding and Award; Board Regulation 14.022, Disqualification Procedures; Board Regulation 14.023, Notice and Protest Procedures; and Board Regulation 14.0025, Action Required Prior to Capital Outlay Appropriation.....	10
C. Approval, Repeal Board Regulation 10.009, Smoking in Public Buildings.....	11

- D. Approval, Amended Board Regulation 9.019, University Major Gifts Challenge Grant Program..... 11
- E. Approval, New Board Regulations: Board Regulation 18.001, Purchasing Regulations; Board Regulation 18.002, Notice and Protest Procedures; and Board Regulation 18.003, Bonding Requirements..... 11
- F. Approval, Repeal Board Regulations: Board Regulation 18.030, Statement of Intent; Board Regulation 18.035, Definitions; Board Regulation 18.040, Purchasing Authority of the Institutions; Board Regulation 18.045, Competitive Solicitations Required; Board Regulation 18.050, Purchase of Commodities or Contractual Services; Board Regulation 18.055, Bonds; Board Regulation 18.060, Contracts; Board Regulation 18.065, Standard of Conduct; and Board Regulation 18.070, Purchase of Motor Vehicles..... 11
- G. Approval, New Board Regulation, Vaccinations against Meningococcal Meningitis and Hepatitis B; and Amended Board Regulation 6.006, Acceleration Mechanisms..... 12
- H. Approval, Faculty Practice Plan for College of Medicine, UCF, and Amended Board Regulation 9.017, Faculty Practice Plan..... 12
- 9. Action Items/Status Reports, Board Committees:
 - A. Facilities Committee
 - 1. Approval, Amended 2008-2009 Fixed Capital Outlay Legislative Budget Request..... 13
 - 2. Approval, Resolution of the Board of Governors Requesting the Division of Bond Finance of the State Board of Administration of Florida to issue Revenue Bonds on behalf of Florida Atlantic University to Finance Construction of an Apartment Style Residence Hall, Main Campus, FAU..... 13
 - 3. Approval, Resolution of the Board of Governors Authorizing the Issuance by the Florida Gulf Coast University Financing Corporation of Tax-exempt Bonds to Finance Construction of a Student Residence Facility, Main Campus, FGCU..... 13
 - 4. Approval, Resolution of the Board of Governors Authorizing the Issuance by the Florida Gulf Coast University Financing Corporation of Tax-exempt Bonds to Finance Construction of a Parking Garage, Main Campus, FGCU..... 14
 - B. Budget Committee
 - 1. Approval, 2009-2010 Legislative Budget Request Development Guidelines..... 14

- 2. Approval, Auxiliary Facilities that have Bond Covenants Requiring Approval of Estimated 2008-2009 Operating Budgets..... 14
- 3. Approval, Amended SUS Enrollment Plan..... 15
- C. Student Affairs Committee: Recommendations, Emergency Management, Campus Safety and Mental Health Issues in the SUS..... 15
- D. Research and Economic Development Committee: Recommendations, Johnnie B. Byrd, Sr., Alzheimer’s Center and Research Institute..... 17
- E. Budget Committee: Approval, Amendment to the 2008-2009 LBR, Recommendations from the Emergency Preparedness and Campus Safety Task Force..... 18
- 10. Adjournment..... 19

MINUTES
BOARD OF GOVERNORS
STATE UNIVERSITY SYSTEM OF FLORIDA
FLORIDA STATE UNIVERSITY
BALLROOM, ALUMNI CENTER
TALLAHASSEE, FLORIDA
MARCH 27, 2008

The Chair, Carolyn K. Roberts, convened the meeting of the Board of Governors, State University System of Florida, in the Ballroom, Alumni Center, Florida State University, Tallahassee, Florida, at 9:00 a.m., March 27, 2008, with the following members present: Sheila McDevitt, Vice Chair; Dr. Arlen Chase; Ann Duncan; Dr. Stanley Marshall; Frank Martin; Lynn Pappas; Ava Parker; Tico Perez; Commissioner Eric Smith; and Gus Stavros. Mr. Charlie Edwards and Dr. Zach Zachariah participated by telephone.

1. Call to Order and Chair's Report

Mrs. Roberts extended her thanks to President Wetherell and the staff at FSU for their hospitality. She said the Alumni Center was a beautiful facility.

Mrs. Roberts commented that the Board was in the midst of a difficult Session, facing serious budget cuts and the continuing discussions of reorganizing the governance of higher education. She said she was disappointed to be having these discussions. She said the State University System brought value to the citizens of this state. The universities educated, and graduated, thousands of students each spring. She commented that the universities were economic engines, bringing millions of research dollars into the state, and generating new businesses, from this research, from the work of the faculty and from entrepreneurial students. She said it was the universities who could improve the economic health of the state.

Mrs. Roberts said 2.8 million voters in Florida had voted for this Board of Governors in 2002. She said she did not believe they had changed their minds. She said the previous day, the Senate had heard a bill which would send to the voters yet another governing board for higher education. She said she wanted to be clear that this board would continue in name only. The new board would not be a constitutional board. The new board would not have the independence, or the constitutional status to "operate, regulate, control, and be fully responsible for the management of the whole university system." She said this was not "going back to the Board of Regents." She noted that the Board of Regents was a statutory entity. The Board of Regents, however, had lump sum authority over funds; hired and fired university presidents; had

collective bargaining responsibilities for all faculty and other unionized staff; approved all, bachelors through graduate and professional, university degree programs; and managed all university construction projects. That Board of Regents, just seven years ago, made decisions which angered the Legislature, and it was abolished. She said if the Senate prevailed, and the voters concurred, the governance system for higher education could be changed regularly at the will of the Legislature. She said the Presidents and Provosts should also be wary. Decisions they made might also anger members of the Legislature.

Mrs. Roberts said the University System was not a plaything, to be brushed aside over its decisions. She commented that it was not healthy when people could not agree to disagree on important policy questions. She said that if the state lost an effective systemwide Board, the ability to make thoughtful systemwide decisions would be lost. The Board would also lose the ability to shape a vision for the University System and to implement long-term strategies, whether for enrollment planning or for the wise expenditure of resources. She noted that the policy of articulation, the "2-plus-2" system, which worked better than anywhere else, could be at risk. She said the resulting process, where the Legislature made all the decisions, encouraged all the universities to fight furiously against each other for needed funds from the Legislature. She said the weak should beware the mighty, those who were favored by powerful members of the Legislature.

Mrs. Roberts said the proposed amendment also affected the university boards. Their authority would also be subject to the Legislature. She said she worried about what might happen should the universities host a controversial speaker or performance on campus. She said this was not the way to manage the universities.

She said that over the years, she had generally been treated respectfully by members of the Legislature. She said she would characterize the action of this Board as thoughtful and deliberate, yet the previous day in the Senate she had heard this Board described as "unmanageable" and "unaccountable." She said Board members were generous with their time in working to improve the State University System. She said she would argue that this Board was manageable and accountable.

Mrs. Roberts said that as a business owner and realtor, she was well aware of the state of the economy and the difficulties facing the Governor and Legislators as they made choices about the state's budget. She said she hoped they would remember that in tough times, the universities were part of the solution that could positively charge the economy. She noted that universities were in the business of educating citizens to become productive parts of the workforce. Educated citizens created jobs and job opportunities, started companies and advanced economic development. She said she regarded the State University System as the "crown jewels" of the state.

Mrs. Roberts advised the Board that the Senate would be discussing its Resolution on the constitutional amendment altering the authority of the Board of Governors that morning. She said it was important that she attend the Session. She said she would turn the gavel over to Ms. McDevitt, the Vice Chair, when she left the meeting.

2. Approval of Minutes of the Meeting of the Board of Governors held January 24, 2008; and Minutes of Board of Governors Telephone Conference Calls held February 21, 2008, and March 4, 2008

Ms. Duncan moved that the Board approve the Minutes of the Meeting of the Board of Governors held January 24, 2008; and the Minutes of Board of Governors Telephone Conference Calls held February 21, 2008, and March 4, 2008, as presented. Mr. Perez seconded the motion, and members of the Board concurred.

3. Chancellor's Report

Chancellor Rosenberg said that in a few weeks, thousands of students would graduate in April commencement ceremonies. He projected that 67,000 students would graduate this year, a four percent increase over the previous year.

He said that SUS students continued to help make this a better world, among them 4,000 veterans who had done tours of duty in Iraq and Afghanistan. He described a group of UCF students enrolled in a business course called "Cornerstone." As part of this course, students volunteered for a semester with area nonprofits and philanthropic government agencies. He said the students had raised enough money to send a high school senior with spina bifida to Washington, D.C., to meet President Bush and Former House Speaker, now Representative Tom Feeney. He said the energy and commitment of these students gave him hope about the next generation of Floridians. He also extended his congratulations to Lalita Booth, a finance and accounting student at UCF, who was the only student in Florida to win a Truman Scholarship this year.

Dr. Rosenberg said he hoped the House and Senate could agree on funding for the universities. He said he was hopeful that members of both the House and Senate were hearing the SUS message. He noted that as the universities grappled with budget cuts, he reminded Board members of the many efficiencies already implemented across the universities, including volume vehicle purchasing, maintenance service agreements and performance contracting. He noted that university support had been cut this year by six percent, even while the universities were graduating more students.

He reported to the Board that the relationship of the SUS with the community colleges was stronger than ever. He said the number of community college AA graduates admitted annually to the universities had grown from 16,000 in 2003 to more than 20,000 in 2007-2008. During the same period, the number of Florida community

college associate degree transfers, as a percentage of all undergraduate admissions, had increased from 31 percent to 38 percent. He said the partnership had never been stronger or better.

Dr. Rosenberg thanked the Florida Council of 100 and the Florida Chamber for their support during the past few weeks. He said he remained optimistic with the growing recognition in the House and Senate that higher education and a strong public university system were keys to the state's economic development, and with the business community's strong support for a robust and responsive State University System that could lead the state in advanced research and development, and in creative activity.

President Delaney thanked Mrs. Roberts and Chancellor Rosenberg for all their efforts in conveying to Legislators the message about the importance of higher education in the state. Mrs. Roberts added that Chancellor Rosenberg was handling the stresses of the Session with dignity and poise.

4. Presentation: 2008-2009 SUS Budget

Mr. Tim Jones distributed summary information on Senate and House recommendations regarding the 2008-2009 SUS Budget. He said that earlier in the week in the Higher Education Appropriations Committee, Senator Lynn had announced \$185.5 million reduction in recurring funds from the final 2007-2008 budget. She said the Senate was recommending a 5.1 percent cut to universities, community colleges and workforce for 2008-2009, but that additional lottery revenue would push the budget back up so that universities would show a 1.6 percent reduction. The Senate was also recommending a 6 percent tuition increase which would eliminate most of the SUS cuts. Mr. Jones said the Senate proposed no funding for Centers of Excellence, for SUCCEED, for community college baccalaureates, for year two planning for the UCF and FIU Medical Schools, for Challenge grants or for Research Commercialization.

Mr. Jones said the House was recommending a total 5.85 percent reduction to the 2008-2009 SUS Budget. He said the House had included funds for the year two planning of the UCF and FIU Medical Schools, but not the Board's full request. The House had also funded UF and USF Medical School Support, and had also recommended a 6 percent tuition increase. He reported that both bills would be debated on the floor of the House and Senate during the week of April 7, 2008.

5. Interim Report, Task Force on FAMU Finance and Operational Control Issues

Ms. Pappas, Chair, Task Force on FAMU Finance and Operational Control Issues, said that the Board's Chairwoman had announced the formation of a special task force on March 20, 2007, and had charged the task force with restoring financial and operational integrity and security to FAMU. She said the mandate to the Task Force was to develop and implement a plan to assist FAMU in addressing fiscal and

operational deficiencies identified in a series of critical audits conducted by the Auditor General for the State of Florida. She noted that the Task Force included nine individuals with expertise in higher education, finance, accounting and business operations. She said that Ms. Parker was also a member of the Task Force.

Ms. Pappas said the Task Force agreed it was critical to the mission of the State University System that FAMU emerge from the process with integrity and restored operating systems that were transparent and able to withstand the test of future audits. She said members had also agreed that it was important to develop a collaborative and cooperative working relationship with FAMU's Board of Trustees and with the new president, Dr. James Ammons.

Ms. Pappas said on April 10, 2007, the Florida Legislature had approved a special appropriation to be used to conduct a comprehensive review of FAMU's fiscal and management operations. The funds were restricted to obtaining contracted services. She noted that the funds were not adequate for comprehensive oversight, so the Task Force had focused on certain areas, including financial oversight and management operations. She said that during its meetings in April, May and June, the Task Force had engaged in an intense fact finding process. President Ammons submitted a Corrective Action Plan (CAP) to his Board of Trustees in July, 2007. This Plan emphasized the need to identify the root cause for the problems revealed by previous audits, and addressed serious issues raised by SACS when it placed FAMU on probationary status.

Ms. Pappas commented that the nature of the review by the Task Force was a verification and validation process. She said as to the CAP, the Task Force was looking at how it was designed, whether it was likely to be successful, and whether the framework proposed would have sustainability. She said the Task Force had determined that FAMU was trending positively. She said of the 48 corrective actions, which had been in place a sufficient period of time to be subject to a systematic, reliable, validation and verification process, 92 percent had been evaluated as operating satisfactorily. She said this was a positive trendline for the institution to begin the process and to sustain the process. She said that evaluation of key areas, including information technology and contracts and grants, had not yet been completed. She said the University was definitely moving in the right direction. She noted that the leadership team had worked exhaustively, but she would still describe the administrative structure as fragile. She said that only time would tell about sustainability.

Ms. Pappas said that the outstanding issue with information technology related to integration with financial and operational controls. There had been weaknesses. She said the University had received assistance from several CIOs from other SUS institutions. She reported that a contract with Accretive was planned to address this issue. She reported that the funds remaining from the original \$1 million appropriation

would be expended on a consultant who would be asked to review control mechanisms in contracts and grants. She said the final report from the Task Force would be completed by June 1.

Mrs. Roberts thanked Ms. Pappas and Ms. Parker for their work on this Task Force. She also thanked all the members of the Task Force who were dedicated to putting FAMU on the right track.

Ms. Parker said the Board of Governors should be comfortable with the thoughtful work of the Task Force. She complimented President Ammons and his administrative team. She said the Task Force had not delved into the past, but had assessed policies and procedures to move forward. She noted that two areas of review had not been completed, information technology and contracts and grants. These would be reviewed by June. She commented that both of these areas were important to the success of the University. She said Mr. Harper would work with Accretive to assure the proper procedures were in place. She encouraged FAMU to work with the Board of Governors and Accretive on these last two areas to allow FAMU to move forward.

6. Presentation, E-Learning Report

Mr. Richard Stevens, Board staff, said e-learning was a benefit both for the universities and for students. E-learning provided the potential for increased baccalaureate degree production, as well as opportunities for collaborative degrees and faculty resource sharing. E-learning provided greater access to high-quality instructional resources. E-learning allowed students to enroll among different institutions and to transfer credits with ease.

Mr. Stevens noted that e-learning was far more than a "course in a can;" it provided an opportunity for intense interaction between student and instructor. He noted that for e-learning, there had to be internet development and support, IT hardware and support, and library access and support available to students 24 hours a day, seven days a week. Mr. Stevens reported on enrollment. He said that 152,137 non-duplicated headcount was reported for students taking at least one distance education course. He said this represented 52 percent of total SUS headcount for Fall 2006, a 16 percent increase over 2005-06. He commented that the distance education total headcount in 1997-1998 was 34,563. He said there were 17,514 students who were pursuing studies only through distance education, a 29 percent increase over 2005-06. He commented that this was the equivalent of students at a medium-sized university getting their degrees through distance learning. He said 50,823 students were enrolled in technology-mediated courses, a seven percent increase over 2005-06. These courses mixed classroom and instructional technology.

Mr. Stevens described e-learning students. He said they included traditional on-campus, degree-seeking students; adult first-time, degree-seeking students otherwise

unable to attend college; professionals seeking career advancement or courses for just-in-time learning; and non-degree seeking students taking courses for personal enrichment. He said the demographic mix of these students was similar to all students in the SUS. He commented that the oldest e-learning student was 91; there were also two 16-year olds enrolled in distance learning courses.

Mr. Stevens said for 2006-07, 20,782 individual course sections were offered, of which 7,903 were tech-mediated courses. He said 36 baccalaureate programs were offered, of which 32 were fully distance-learning. There were 120 graduate programs offered, of which 84 were fully distance-learning; 108 certificate programs, of which 84 were fully distance-learning. He explained that there had been significant growth in the numbers of certificate programs which were targeted for working professionals. He said that most programs had enough courses to allow students to complete them on-line. He noted that most programs were fully integrated with on-campus offerings, typically using the same faculty members. The same resources available to on-campus students were also available for distance-learning students.

Mr. Stevens reviewed the existing resources for e-learning, including the Statewide Articulation Agreement and the State Common Course Numbering System. He noted that online library resources were available 24/7 for research and studies. He said there was significant expertise in the SUS, but it was not evenly distributed among the institutions. He noted the emphasis on graduate programs and the limited collaboration between institutions. He said institutional priorities for e-learning varied.

Ms. McDevitt commented that some of these numbers were astonishing. She inquired how universities determined which baccalaureate programs would be offered through e-learning. She also inquired whether admissions standards differed for distance-learning students. Mr. Stevens said the admissions standards were the same. He added that at the baccalaureate level, the programs were targeted for students at the upper division. He noted that it was possible in the SUS to complete full four-year programs on-line.

President Cavanaugh said UWF was heavily invested in on-line courses; its target audience was the military. Some courses were designed specifically to serve students in the military when they deployed; other courses served the Rural Panhandle of Florida bringing education to students who could not make it to a real campus. He said UWF was also looking for additional partners for its programs. He added that some programs were directed at specific populations, such as the marine science program developed for the Navy. He commented that over 30 percent of UWF's student population was in the military. He added that the focus for these on-line courses was at the upper division for degree completion. He said it was possible to obtain a UWF degree completely on-line.

Mr. Stevens introduced Dr. John Opper, Executive Director, Florida Distance Learning Consortium. Dr. Opper said the Consortium had been in place since 1996-97. The Consortium was established in its present form in 2003, when the Florida Community College Distance Learning Consortium and the Florida Virtual Campus were consolidated. He noted that there was voluntary institutional and school district cooperation. He said in doing this, Florida "got it right," as other states had created free-standing "virtual campuses." He said the Consortium valued the institutions. He explained the focus areas for the Consortium, including the master agreements for products and services, collaborative support services and faculty support services. He said there was a website catalogue of courses, with more than 11,000 courses listed so far for this academic year. He said the online degree program database had 313 listings from certificate to Ph.D. programs.

Dr. Opper said a barrier for all institutions was the cost of course development. He said that looking ahead they would be building on the unique, yet combined, instructional capabilities that existed to better meet the needs of students and the state. This would include coordination among institution course offerings to promote student progression and degree production. They were working on the development of a "quick admit" system to streamline professional development and student matriculation. He described the resources available to on-line students in the Orange Grove repository, including links to other university systems. He said it was helpful to students to be able to take courses from other universities.

Dr. Opper noted that there were many students who had completed three years of courses, but had not finished their degrees. He said they could take on-line courses and finish their degrees.

Ms. Pappas said with the projections of enrollment growth, the universities were challenged to meet the demands of the projected student population. She inquired whether distance learning would be adequate to help meet that demand. Dr. Opper said that distance learning could be a part of the solution, and that the Consortium wanted to be sure of the quality of the offerings. He noted that even on-line students needed faculty guidance and mentors. He said that teaching on-line courses was not easy as there was no time when the faculty member could be "off." In addition, with the degree database, students could look for degree options.

Ms. Parker inquired how students learned about on-line course offerings. Dr. Opper said they did not have a large marketing budget, but courses could be found through several search engines. He noted that students loved the flexibility of on-line courses.

Ms. McDevitt inquired how many on-line degrees were granted annually in the State University System. Mr. Stevens responded that this would be difficult to determine as on-line courses were fully integrated with on-campus courses; degree

completion information did not differentiate among students. Ms. McDevitt noted that if students completed degrees on-line, this was another avenue providing access. Dr. Chase cautioned his colleagues not to view distance education as a panacea. He commented that the universities might actually need more faculty to teach on-line courses.

Dr. Maidique said that FIU did not encourage students to complete on-line degrees. He said he thought students took about half of their courses on-line. Ms. McDevitt said that with the ability to offer many courses on-line, this might eventually be a way to increase access in a cost-effective way.

Ms. Parker inquired whether students were fully utilizing the resources available from the Consortium. Dr. Opper said that when courses opened, they filled very quickly. Additional faculty and resources would be needed if additional courses were going to be offered. Mr. Martin inquired about the advisers. Dr. Opper said there were advisers for on-line courses as well as for on-campus courses.

Ms. Pappas commented on the faculty demands in on-line courses. She inquired whether on-line courses were offered in a cost-effective manner and whether they might be raising university costs. She said she needed a better understanding of online courses.

Ms. McDevitt said there was still a great deal which could be done regarding distance education. She commented that the Board's consultant had recommended the development of an e-college. She said this might not necessarily be the right approach; that it depended on how distance learning was offered. Dr. Chase offered two comments. He said that not all faculty could do e-learning and that faculty needed a full semester to learn how to teach an on-line course.

7. Presentation, Medical Education Status Report

Dr. LeMon said the SUS medical school deans had convened in August 2007 to discuss opportunities for cooperation and collaboration. He said that while a substantial amount of collaboration was ongoing, the deans had identified areas to explore greater efficiencies. He said they had determined that the most viable areas to pursue were in library collaboration and actor-patient training. He said the library collaboration project could take advantage of the strong infrastructure already found in the SUS Florida Center for Library Automation.

Dr. LeMon said another area for collaboration was in actor-patient training. He said he had invited staff and students from UF, USF and FSU to demonstrate how standardized "patients" were created by patient-trainer programs. These "patients" were trained to demonstrate maladies to medical students. He said the universities could not share the "standardized patients," but they were willing to train the

“trainers.” He introduced Dr. Juan Cendon, Medical Director, Harrell Center, UF; Karla Hicks, 4th year medical student, UF; Dawn Schocken, Standardized Patient Trainer, USF; Peter Chang, 4th year medical student, USF; Sarah Sherraden, Standardized Patient Trainer, FSU; and Dorothy Killoran, Standardized Patient, FSU. They did a short demonstration of a woman’s visit to the doctor’s office to discuss the results of a mammogram. Ms. Sherraden noted that the situation would likely be more intense in the doctor’s office; the patient might be combative. Ms. Sherraden said this was a way to see how the medical student reacted in certain specific situations.

8. Consent Agenda Items:

- A. Deferred, New Board Regulation 1.005, Public Meeting Requirements; and Approval, New Board Regulation 1.006, Conflicts of Interest

Chancellor Rosenberg said additional questions had been raised about the proposed new Board Regulation 1.005, Public Meeting Requirements, since it had been noticed following the January Board meeting. He recommended that approval of that regulation be deferred pending resolution of those questions.

Mr. Perez moved that the Board approve the proposed new Board Regulation 1.006, Conflicts of Interest, approved for notice at the January 24, 2008, Board meeting, as presented. Dr. Chase seconded the motion, and members of the Board concurred.

- B. Approval, Amended Board Facilities Regulations: Board Regulation 9.004, Razing of Buildings; Board Regulation 9.005, Naming of Buildings; Board Regulation 14.002, (Construction) Definitions; Board Regulation 14.004, Public Announcement and Qualification Procedure; Board Regulation 14.005, Certification and Competitive Selection of Architects/Engineering; Board Regulation 14.007, Competitive Negotiation; Board Regulation 14.018, Contracting Authority for Construction Contracts; Board Regulation 14.020, University Supervision of Construction Program; Board Regulation 14.021, Procedures for Construction Contract Bidding and Award; Board Regulation 14.022, Disqualification Procedures; Board Regulation 14.023, Notice and Protest Procedures; and Board Regulation 14.0025, Action Required Prior to Capital Outlay Appropriation

Ms. Parker said the Facilities Committee had reviewed these Board Regulations related to Facilities at the January Board meeting and had recommended that they be approved for notice. She said there had been no comments during the comment period. She moved that the Board approve the proposed Board of Governors Regulations, related to

facilities, as presented. Dr. Chase seconded the motion, and members of the Board concurred.

B. Approval, Repeal Board Regulation 10.009, Smoking in Public Buildings

Ms. Parker said the Facilities Committee had reviewed the proposed repeal of Board Regulation 10.009, Smoking in Public Buildings, at the January Board meeting and had recommended it be approved for notice. She said there had been no comments about the proposed repeal. She moved that the Board approve the proposed repeal of Board Regulation 10.009, Smoking in Public Buildings, as presented. Dr. Chase seconded the motion, and members of the Board concurred.

C. Approval, Amended Board Regulation 9.019, University Major Gifts Challenge Grant Program

Mr. Perez said the Budget Committee had reviewed the proposed amended Board Regulation 9.019, University Major Gifts Challenge Grant Program, at the January meeting and had recommended it be approved for notice. He said there had been no comments on the proposed amendment. He moved that the Board approve the proposed amended Board Regulation 9.019, University Major Gifts Challenge Grant Program, as presented. Mr. Martin seconded the motion, and members of the Board concurred.

D. Approval, New Board Regulations: Board Regulation 18.001, Purchasing Regulations; Board Regulation 18.002, Notice and Protest Procedures; and Board Regulation 18.003, Bonding Requirements

Mr. Perez said the Budget Committee had reviewed the proposed new Board Regulations 18.001, Purchasing Regulations; 18.002, Notice and Protest Procedures; and 18.003, Bonding Requirements, at the January meeting and had recommended that they be approved for notice. He said there had been no comments on the proposed new regulations. He moved that the Board approve the proposed new Board Regulations 18.001, Purchasing Regulations; 18.002, Notice and Protest Procedures; and 18.003, Bonding Requirements; as presented. Mr. Martin seconded the motion, and members of the Board concurred.

E. Approval, Repeal Board Regulations: Board Regulation 18.030, Statement of Intent; Board Regulation 18.035, Definitions; Board Regulation 18.040, Purchasing Authority of the Institutions; Board Regulation 18.045, Competitive Solicitations Required; Board Regulation 18.050, Purchase of Commodities or Contractual Services; Board Regulation 18.055, Bonds;

Board Regulation 18.060, Contracts; Board Regulation 18.065, Standard of Conduct; and Board Regulation 18.070, Purchase of Motor Vehicles

Mr. Perez said the Budget Committee had reviewed the repeal of a series of Regulations, as follows: 18.030, Statement of Intent; 18.035, Definitions; 18.040, Purchasing Authority of the Institutions; 18.045, Competitive Solicitations Required; 18.050, Purchase of Commodities or Contractual Services; 18.055, Bonds; 18.060, Contracts; 18.065, Standard of Conduct; and 18.070, Purchase of Motor Vehicles, and had recommended that they be approved for notice. He said there were no comments on the proposed repeal. Mr. Perez moved that the Board approve the proposed repeal of the obsolete Board Purchasing Regulations, as presented. Mr. Martin seconded the motion, and members of the Board concurred.

- F. Approval, New Board Regulation, Vaccinations against Meningococcal Meningitis and Hepatitis B; and Amended Board Regulation 6.006, Acceleration Mechanisms

Ms. McDevitt said the Student Affairs Committee had reviewed a new Board Regulation regarding required vaccinations and an amended Regulation on acceleration mechanisms at the January meeting and had recommended both for notice. She said there had been no comments to either regulation during the comment period.

Dr. Marshall moved that the Board approve new Board Regulation, Vaccinations against Meningococcal Meningitis and Hepatitis B, as presented, and amended Board Regulation 6.006, Acceleration Mechanisms, as presented. Mr. Martin seconded the motion, and members of the Board concurred.

- G. Approval, Faculty Practice Plan for College of Medicine, UCF, and Amended Board Regulation 9.017, Faculty Practice Plan

Mr. Perez moved that the Board approve the Faculty Practice Plan for the University of Central Florida College of Medicine, as presented, and further, approve for notice on the Board of Governors website, a proposed amendment to Board Regulation 9.017, Faculty Practice Plans, as presented. Ms. Parker seconded the motion, and members of the Board concurred.

9. Action Items/Status Reports, Board Committees:

- A. Facilities Committee

1. Approval, Amended 2008-2009 Fixed Capital Outlay Legislative Budget Request

Ms. Parker said the Budget and Facilities Committees, meeting jointly, had reviewed and approved all items for the 2008-2009 State University System Fixed Capital Outlay Legislative Budget Request. She moved that the Board approve the 2008-2009 SUS Fixed Capital Outlay Legislative Budget Request, as amended. Mr. Perez seconded the motion, and members of the Board concurred.

2. Approval, Resolution of the Board of Governors Requesting the Division of Bond Finance of the State Board of Administration of Florida to issue Revenue Bonds on behalf of Florida Atlantic University to Finance Construction of an Apartment Style Residence Hall, Main Campus, FAU

Ms. Parker said that on all these proposed bond resolutions, she wanted to commend university staff members for giving Board staff sufficient information to achieve a comfort level with the financing of these projects. She noted that these university construction projects added to the economy of the state.

Ms. Parker moved that the Board adopt the Resolution approving the issuance of fixed-rate, tax-exempt revenue bonds, by the Division of Bond Finance on behalf of Florida Atlantic University, in an amount not to exceed \$55,300,000 for the purpose of financing the construction of an apartment style residence hall containing approximately 600 beds on the Boca Raton campus, FAU, as presented. She noted that Board staff and staff of the Division of Bond Finance had reviewed the resolution and all supporting documentation. Based on that review, it appeared that the proposed financing was in compliance with Florida Statutes governing the issuance of university debt and the Board's debt management guidelines. Mr. Martin seconded the motion, and members of the Board concurred.

2. Approval, Resolution of the Board of Governors Authorizing the Issuance by the Florida Gulf Coast University Financing Corporation of Tax-exempt Bonds to Finance Construction of a Student Residence Facility, Main Campus, FGCU

Ms. Parker moved that the Board adopt the Resolution approving the issuance of fixed or variable rate, tax-exempt revenue bonds, by the Florida Gulf Coast University Financing Corporation, in an amount not to exceed \$22 million for the purpose of financing a Student Residence Facility on the main campus, FGCU, as presented. She noted that Board staff and staff of the Division of Bond Finance had reviewed the resolution and all supporting documentation. Based on that review, it appeared that the proposed financing was in compliance with Florida Statutes governing the issuance of university debt and the Board's debt management guidelines. Dr. Chase seconded the motion, and members of the Board concurred.

3. Approval, Resolution of the Board of Governors Authorizing the Issuance by the Florida Gulf Coast University Financing Corporation of Tax-exempt Bonds to Finance Construction of a Parking Garage, Main Campus, FGCU

Ms. Parker advised the Board that Florida Gulf Coast University had asked to withdraw consideration of the financing of a parking garage for further review.

B. Budget Committee

1. Approval, 2009-2010 Legislative Budget Request Development Guidelines

Mr. Perez moved that the Board approve the 2009-2010 Legislative Budget Request Development Guidelines for the operating and fixed capital outlay budgets, as presented and amended, and further, authorize the Chancellor to make technical amendments and adjustments based on the final 2008-2009 Legislative appropriations. Ms. Duncan seconded the motion, and members of the Board concurred.

2. Approval, Auxiliary Facilities that have Bond Covenants Requiring Approval of Estimated 2008-2009 Operating Budgets

Mr. Perez moved that the Board approve the estimated 2008-2009 operating budgets for auxiliary facilities that have bond covenants requiring Board approval, as presented. Dr. Chase seconded the motion, and members of the Board concurred.

3. Approval, Amended SUS Enrollment Plan

Mr. Perez said that during the Committee discussion of an amended SUS Enrollment Plan, there had been considerable discussion of the "2 plus 2" system of articulation in Florida between the community colleges and the State University System, and the need to maintain accessibility. As a result, he reported that approval of an amended SUS Enrollment Plan was being deferred to a later meeting. He said this was not needed for the current Legislative Session, and it was important for the Board to get the SUS Enrollment Plan correct.

C. Student Affairs Committee: Recommendations, Emergency Management, Campus Safety and Mental Health Issues in the SUS

In order to give the report from the Student Affairs Committee, Ms. McDevitt inquired if she could turn the meeting gavel over to Ms. Parker. Ms. Parker concurred.

Ms. McDevitt reported that subsequent to the Virginia Tech tragedy last April, President Bush had asked the 50 governors to analyze steps taken to improve security on college and university campuses. Governor Crist convened a Task Force and, in addition to holding multiple meetings and hearings, asked Board staff to survey public and private institutions. The final report from the Gubernatorial Task Force contained a series of recommendations. In June, the Board of Governors took up these issues and decided to address them through the Board's Emergency Preparedness and Campus Safety Task Force, chaired by Mr. Perez, and through the Mental Health Subcommittee of the Student Affairs Committee, chaired by Dr. Marshall.

She reported that on the previous day, they had convened a joint meeting of this Task Force and the Student Affairs Committee to review the findings of four subgroups: (1) Mr. Martin chaired the discussions on Emergency Notification Systems; (2) Ms. Parker chaired the Campus Safety discussions; (3) Dr. Chase chaired the discussions regarding Faculty and Student Training to identify At-Risk Students; and (4) Dr. Marshall chaired the discussions on Mental Health and Related Legal Issues. She said they had heard from university representatives from UWF and UF about their emergency notification systems and from the university police chiefs, specifically Chief Longo, Chair of the Florida University Chiefs of Police, about campus safety and related staffing, equipment, and training

needs. Each subgroup Chair provided a written and oral report and associated recommendations for consideration. She moved that the Board accept all four of these reports. Dr. Chase seconded the motion, and members of the Board concurred.

Ms. McDevitt then moved that the Board approve the following recommendations from the Student Affairs Committee:

- The recommendations presented on pages 7 – 10 of the committee agenda materials, which outlined the needs of the System to ensure that there were sufficient emergency management systems in place.
- The recommendations presented on pages 12 – 18 of the committee agenda materials, which outlined the campus safety needs.
- The recommendations on page 20 of the committee agenda materials, which responded to the need for faculty training to help identify at-risk students. During the Committee meeting, it was also recommended that each university needed to provide faculty members with a dedicated emergency number they could place on their individual cell phones to use if a situation arose.
- The recommendations regarding mental health and related legal issues on pages 25 – 27 of the committee agenda materials.

Dr. Chase seconded the motions, and members of the Board concurred.

Ms. McDevitt said the members of the Committee recognized that there were many competing campus needs that might be funded with student fees, i.e., Activity & Service, Athletic, and Health fees. She said it was the feeling of the Committee that a more comprehensive analysis was needed to supplement the evaluation already conducted regarding student-to-mental health counselor ratios. She said the Committee had recommended that the Student Affairs Committee should work with the Vice Presidents of Student Affairs and Student Government leaders to conduct more thorough analyses of priorities ---- to determine costs; to identify restrictions based on current fee caps; and to bring back recommendations for adjustments to the current fee structure and caps to address the most pressing needs on campus.

In addition, Mr. Perez moved that the staff be directed to develop a Board regulation on emergency management and various protocols that might be needed to assure at least the following: 1) A National Incident Management Systems template was used for each university's Emergency Management Plan; 2) Continuity of Operations Plans were reviewed bi-annually; 3) An all-hazard approach to emergency management was used with the development of appropriate annexes for hurricanes, biological hazards, pandemic flu and any other disasters; 4) Functional exercises occurred at least annually; and 5) An annual presentation on the status of

the university's emergency management was made to each Board of Trustees. Dr. Chase seconded the motion.

Mr. Perez explained that the regulation would incorporate recommendations accepted by the Student Affairs Committee made by the Emergency Preparedness and Campus Safety Task Force. He said the regulation would be a "floor," not a "ceiling," as it would codify minimum protocols needed to continue to advance emergency preparedness and campus safety. He noted that a university might elect to exceed the standards identified.

Members of the Board concurred.

D. Research and Economic Development Committee: Recommendations, Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute

Ms. Duncan reported that the Board had been reviewing Institutes and Centers in the SUS, including the Johnnie B. Byrd, Sr., Alzheimer's Center and Research Institute. She said the Byrd Center had been created by the Legislature with its own board as a not-for-profit corporation and instrumentality of the state. She commented that considerable time had been spent in the review of the Byrd Center, in its relationship with USF, and the role of this Board. She said Ms. McDevitt served on the Byrd Board as the designee of this Board.

Ms. Duncan reported that in January 2008, Board staff had conducted a review of the Center's operations and activities to determine how the Center might realize efficiencies while maximizing its important research agenda. She said the agenda included a letter from Chancellor Rosenberg to Senators Joyner and Peaden.

She said the Research and Economic Development Committee had reviewed the staff work and had adopted the Chancellor's recommendations. She said the recommendations were, as follows: 1) Formally integrate the Byrd Center with the University of South Florida, USF Health; 2) Allocate appropriate and predictable funding for USF to operate the Byrd Center; and 3) Change the current governance structure to allow the USF Board of Trustees to determine appropriate administration and governance structure to include the statewide mission of the Byrd Center.

Ms. Duncan moved that the Board adopt the Chancellor's recommendations as the position of the Board of Governors. Mr. Perez seconded the motion.

Ms. McDevitt said there had been much discussion about the governance structure for the Byrd Center. She commented that some of the press coverage had been unfair. She said the Center was now in a brand new building. She said the Center had a dedicated and hard-working Board who had wrestled with the issue of appropriate governance. The Board had recently spent a full day engaged in a strategic discussion of the most appropriate governance for the Center. She said the Center was engaged in outstanding work and in many exciting research projects. She said its CEO was a national expert. She said it was important to maintain the Center's visibility, and the importance of its research. She noted that integrating the Center into USF would eliminate unnecessary duplication. It would be a two-way "win" for both the Center and USF. She said legislation introduced in the Senate would accomplish these changes, and provided, at the least, an opportunity for further discussion.

Members of the Board concurred in the motion.

Ms. Duncan thanked Ms. McDevitt for her contributions to the Byrd Center discussions. She also thanked Dr. LeMon and Mr. Bob Donley for their assistance on this review.

E. Budget Committee: Approval, Amendment to the 2008-2009 LBR, Recommendations from the Emergency Preparedness and Campus Safety Task Force

Mr. Perez said that during the discussions of the Emergency Preparedness Task Force and the Student Affairs Committee the previous day, there had been a recommendation to the Budget Committee to accept an amendment to the 2008-2009 SUS Legislative Budget Request currently being considered by the Legislature. He said the Budget Committee had accepted the funding recommendations. He noted that the Task Force had been charged with creating an environment of safety, but that Board members also understood the reality of the budget challenges facing Legislators this Session.

Mr. Perez moved that the Board accept the recommendations from the Student Affairs Committee on the funding of the following issues from the Emergency Preparedness and Campus Safety Task Force, as follows:

- \$13.8 million for enhancement of notification systems at each university;
- \$600,000 for 100 percent FTE emergency managers at six universities which currently did not have dedicated positions;

- \$3.08 million for funding 61 additional police officer positions to move closer to achieving the national standard for community policing of 1:500 as advanced by the International Association of Chiefs of Police. (This funding would achieve the 1:600 standard that the SUS Chiefs of Police offered in view of the current budget situation.); and
- \$590,000 for training and tactical equipment (inclusive of enhanced body armor, bullet resistant helmets, rifles and accessories) to improve the response of university police in the event of an active shooter.
- A total request of \$18,070,000.

Dr. Chase seconded the motion, and members of the Board concurred.

10. Adjournment

Having no further business, the Vice Chair adjourned the meeting of the Board of Governors, State University System of Florida, at 10:50 a.m., March 27, 2008.

Carolyn K. Roberts,
Chair

Mary-Anne Bestebreurtje,
Corporate Secretary