

INDEX OF MINUTES  
STATE UNIVERSITY SYSTEM OF FLORIDA  
BOARD OF GOVERNORS  
MAIN AUDITORIUM  
HARRY SUDAKOFF CONFERENCE CENTER  
NEW COLLEGE OF FLORIDA  
SARASOTA, FLORIDA  
SEPTEMBER 22, 2016

*Video or audio archives of the meetings of the Board of Governors  
and its Committees are accessible at <http://www.flbog.edu/>.*

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1. Call to Order and Chair's Remarks

Chair Thomas G. Kuntz convened the meeting at 11:43 a.m. (with a break for lunch between 12:04 p.m. and 12:41 p.m.), on September 22, 2016, with the following members present: Vice Chair Ned Lautenbach; Dick Beard; Dean Colson; Daniel Doyle, Jr.; Jacob Hebert; H. Wayne Huizenga, Jr.; Darlene Jordan; Alan Levine; Wendy Link; Edward Morton; Pam Stewart (participating by telephone); Norman Tripp; Gary Tyson; and Fernando Valverde.

Chair Kuntz thanked President O'Shea and Chair Schulaner for hosting the meeting and their hospitality. For the benefit of members who were not on the Board when it last met at New College in 2013, President O'Shea explained the concept behind a liberal arts college, noting they are primarily undergraduate institutions that offer bachelor's degrees in 35 to 40 core disciplines in the arts and sciences. Of the 250 liberal arts colleges in the United States, New College of Florida is ranked 5<sup>th</sup> by U.S. News and World Report. Chair Schulaner welcomed the members to New College and stated she looks forward to working with them.

Chair Kuntz opened his remarks by recognizing the influx of new students at the start of the academic year and the added level of energy and talent these students bring to our universities. He stated most universities, through their career resource centers, are offering opportunities to help students understand how their majors translate into careers. He highlighted some novel approaches being used by the University of North Florida and the University of Florida to teach students how to create marketable resumes, communicate effectively with prospective employers, and locate career opportunities through networking activities. He invited directors from some of the university career resource centers to discuss their services during an upcoming "Think Florida" segment at a board meeting.

Chair Kuntz thanked university boards of trustees' chairs for their prompt responses to the request for information on authority delegated to university presidents. The information revealed a wide variation in the type of authority delegated to presidents across the State University System. Chair Kuntz stated that periodically, governing

boards should examine the extent of authority they have delegated to make sure it is consistent with the board's fiduciary responsibilities and that the boards are receiving sufficient information for university oversight. Similar to the process used with the Board regulation on presidential searches and selection, Chair Kuntz asked Vice Chair Lautenbach to assemble a work group of trustees to develop some guidelines on the appropriate level of delegation and a process for ensuring that boards are receiving the information they need when such authorities are exercised. Vice Chair Lautenbach agreed to take on the project.

Finally, Chair Kuntz congratulated Florida State University on improving its U.S. News and World Report ranking and congratulated President-elect Dr. Martha Saunders on being selected as the next president for the University of West Florida.

## 2. Minutes of Board of Governors Meeting

### A. Board of Governors Meetings held June 22-23, 2016

Mr. Tripp moved approval of the Minutes of the meetings held on June 22-23, 2016, as presented. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

## 3. Chancellor's Report

Chancellor Criser reported on initiatives related to public awareness of Zika, including the State University System's participation in Governor Scott's public awareness campaign and the universities' system-wide campaign called "Spill It, Spray It." He thanked the communications directors at the universities for their efforts in developing and disseminating this critical information to students, faculty and staff.

He recognized FAMU and FSU for their efforts during Hurricane Hermine. FAMU assisted responders with finding lodging and, while FSU was without power, the collective efforts of the universities in response to the aftermath of the storm reflected well on communication and coordination within the system.

He noted this is Campus Fire Safety Month, stating the State University System received a certificate in recognition of its support for fire safety and making our institutions safer.

Chancellor Criser mentioned our upcoming participation in the Florida Chamber of Commerce Future of Florida program as well as in Gulf Power's Economic Summit. He emphasized the importance of continued engagement with the business community to reinforce the connection between higher education and work force needs.

He asked Board members for feedback on the effectiveness of the new format the Board office has developed for information briefs. The new format, with its use of colorful graphics, is designed to make complicated issues more clear and concise for stakeholders.

He recognized Dr. J. Murray Gibson, the new dean of the FAMU-FSU College of Engineering and welcomed Interim President Larry Robinson and Interim Provost Rodner Wright, both of whom will serve on the Management Council for the joint college.

He introduced Brian Logan who recently joined the Board office as the Assistant Vice Chancellor responsible for Public Policy. Mr. Logan previously worked in the Majority Leader's office in the Florida House of Representatives and has a tremendous amount of experience in legislative affairs.

Finally, Chancellor Criser emphasized that while funding Bright Futures scholarships for courses offered during summer terms is not part of the Board's legislative budget request, the policy of extending Bright Futures scholarships to students taking summer courses is a Board policy priority for the upcoming legislative session.

4. Think Florida

The "Think Florida" presentation was deferred due to the inability of the speaker to attend the meeting.

5. Public Comment

Chair Kuntz asked the Board's General Counsel Vikki Shirley if there were any requests for public comment for items on the Board's agenda. Ms. Shirley stated no requests for public comment had been received.

6. Renewal of Chancellor's Employment Agreement

Chair Kuntz explained that Chancellor Criser's Employment Agreement expires at the end of this calendar year. Based on his exemplary performance over the last three years, Chair Kuntz recommended renewal of the contract and requested a delegation of authority from the Board to negotiate the terms of the renewal. He stated the terms of the agreement will remain largely the same, except that the term of the agreement will be reduced from three years to one year, similar to the renewals of presidential contracts.

Mr. Tripp recognized Chancellor Criser for his leadership and remarked the Board was fortunate to have worked with him over the last two and a half years. He emphasized the importance of continuing the relationship.

Mr. Tripp then moved approval of the renewal of the Chancellor's Employment Agreement and the delegation of authority to Chair Kuntz to negotiate the terms. Mr. Colson seconded the motion, and the members concurred unanimously.

7. Board of Governors Regulations

Chair Kuntz called on Ms. Shirley to present the items.

A. Amended Regulation 1.001 University Boards of Trustees Powers and Duties

Ms. Shirley explained amendments to Regulation 1.001 were approved for public comment at the June meeting and no public comments were received. The amendments conform to legislative changes that require university boards of trustees to post minutes within two weeks of their meetings and provides for removal of trustees who have unexcused absences for three consecutive meetings.

Mr. Tripp moved approval of Amended Board of Governors Regulation 1.001 University Board of Trustees Powers and Duties. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

B. Public Notice of Intent to Amend Regulation 1.006 Conflict of Interest

Ms. Shirley said Regulation 1.006 pertains to conflicts of interest for Board members and senior staff who are subject to Florida's Code of Ethics. A legislative change to the voting conflicts law requires an amendment to the regulation. Previously, a member could vote on a matter even if it inured to the member's special private gain or loss so long as the member disclosed the conflict and filed a voting conflict memorandum. Now, a member can no longer vote on such a matter.

Mr. Tripp moved to approve the public notice of intent to amend Board of Governors Regulation 1.006 Conflict of Interest. Mr. Morton seconded the motion, and the members concurred unanimously.

8. Academic and Student Affairs Committee Report

Chair Kuntz recognized Mr. Tripp to report on the Academic and Student Affairs Committee. Mr. Tripp stated there were several items requiring Board approval.

A. Graduate Tuition for the Master in Physician Assistant Studies, Florida Gulf Coast University

Mr. Tripp said the Committee considered a request for approval of the graduate tuition for the Master of Physician Assistant Studies Program to be implemented by Florida Gulf Coast University effective Summer 2017.

Mr. Tripp moved approval of Florida Gulf Coast University Regulation FGCU-PR7.001 Tuition and Fees as amended on September 13, 2016 to establish tuition for the Master of Physician Assistant Studies, CIP code 51.0912. Mr. Levine seconded the motion, and the members concurred unanimously.

B. Board of Governors Regulations

i. Public Notice of Intent to Amend Regulation 6.013 Military Veterans and Active Duty

Mr. Tripp moved to approve public notice of intent to amend Board of Governors Regulation 6.013 Military Veterans and Active Duty. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

ii. Public Notice of Intent to Amend Regulation 8.003 Textbook and Instructional Materials Affordability

Mr. Tripp moved to approve public notice of intent to amend Board of Governors Regulation 8.003 Textbook and Instructional Materials Affordability. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

iii. Amended Regulation 8.011 Authorization of New Academic Degree Programs and Other Curricular Offerings

Mr. Tripp moved to approve the amended Board of Governors Regulation 8.011 Authorization of New Academic Degree Programs and Other Curricular Offerings. Mr. Levine seconded the motion, and the members concurred unanimously.

iv. Amended Regulation 8.012 Academic Program Termination and Temporary Suspension of New Enrollments

Mr. Tripp moved to approve the amended Board of Governors 8.012 Academic Program Termination and Temporary Suspension of New Enrollments. Mr. Lautenbach seconded the motion, and the members concurred unanimously.



v. Amended Regulation 8.014 Bachelors' Degree Exceptions to 120 Credit Hours Requirements

Mr. Tripp moved to approve the Amended Board of Governors Regulation 8.014 Bachelors' Degree Exceptions to 120 Credit Hours Requirements. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

9. Health Initiatives Committee Report

Chair Kuntz recognized Mr. Morton for the Health Initiatives Committee Report. Mr. Morton said the Committee considered two funding requests to be included as system initiatives in the Board of Governors 2016 legislative budget request and recommended each request to the Budget and Finance Committee for consideration. Both requests support the implementation of the strategic plan for health and health care approved by the Board last March.

The first request for \$80,000,000 in non-recurring funds is for the expansion of graduate medical education. The request addresses the critical need to provide more physician residency slots and to cover start-up and expansion costs that are not covered by existing federal and state graduate medical education programs.

The second request for \$15,000,000 in non-recurring funds is for the recruitment and retention of nursing faculty to assist with meeting the need for additional nurses in Florida. Both requests will be considered by the Budget & Finance Committee on October 17, 2016.

10. Innovation and Online Committee Report

Chair Kuntz called on Mr. Lautenbach for the Innovation and Online Committee report. Mr. Lautenbach stated Dr. Joyce Elam provided a status report on implementation of the Strategic Plan for Online Education. They are on schedule to meet the dates established in the Implementation Plan and, in many cases, are ahead of schedule. Mr. Lautenbach noted Dr. Elam is retiring at the end of October and expressed appreciation for her efforts in leading this important initiative.

11. Select Committee on 2+2 Articulation Report

Chair Kuntz recognized Mr. Levine for the Select Committee on 2+2 Articulation report. Mr. Levine said the Committee received an overview of two "best practice" articulation programs in the System that were implemented to address targeted problem areas. The DirectConnect program guarantees admission to the University of Central Florida for students who graduate with an associate degree from one of six partner colleges. The

FUSE program at the University of South Florida likewise is designed to promote more timely degree completion for students transferring from surrounding state colleges.

Mr. Levine reported that based on the presentations, the Committee learned some of the problem areas around transfer are best addressed through local or regional programs, and that good working relationships between university and college staff are necessary in developing solutions. Most importantly, providing clear and specific information and curricular pathways to students is essential, especially where the sequence of coursework is critical to the timely completion of upper division coursework.

He noted the Committee next planned to meet in November, but he is in discussions with staff about whether to hold a Committee meeting in conjunction with the other committee meetings going forward in October.

#### 12. Select Committee on Florida Polytechnic University Report

Chair Kuntz recognized Ms. Link for the Select Committee on Florida Polytechnic University report. Ms. Link reported President Avent advised the Committee that the university is on track to be granted accreditation by the Southern Association of Colleges and Schools (SACS) no later than December 2017 or possibly earlier. The university's next hurdle is to submit a Compliance Certification to SACS, which it anticipates will be accomplished by December 15, 2016.

The university's latest status report indicates that as of Fall 2016, 1,318 students are enrolled, which equates to an FTE of 1,279 and exceeds the 1,244 FTE enrollment the university is statutorily required to meet by December 2017. The retention rate for all students from Fall 2015 to Fall 2016 is 81% and they are working to increase that percentage. The university is also continuing to work on improving the diversity of the student population, which currently is 83% male, 17% female, and 66% white.

#### 13. Strategic Planning Committee Report

Chair Kuntz called on Mr. Colson for the Strategic Planning Committee report. Mr. Colson stated the Committee took up six items, three for information and three for approval.

Dr. Ignash provided a System Summary of the university 2016 Work Plans, which included the following highlights: (1) student academic progress rates are improving; (2) Florida is ranked number 1 among the 10 largest states in the six-year FTIC graduation rate for the second year in a row; (3) Florida is ranked number 3 among the 10 largest states in the number of bachelor's and graduate degrees awarded in 2013-2014 among public universities; (4) programs of strategic emphasis, especially in health

and STEM are growing; (5) fewer students are graduating with excess hours; and (6) system-wide academic program coordination has improved over the past five years.

The other informational items included presentations by Florida State University and the University of Florida that identified actions and resources necessary to gain top twenty-five and top ten statuses, respectively, among public institutions.

A. Florida Polytechnic University 2016 Work Plan

Mr. Colson moved approval of the Florida Polytechnic University 2016 Work Plan, excluding those sections of the Work Plan that require any additional regulatory or procedural review or approval pursuant to law or Board Regulations, and that the Board accepts the out-year portions of the Work Plan. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

B. UCF Five-year Plan for Emerging State Research University Preeminence

Mr. Colson moved approval of the University of Central Florida's five-year plan for emerging state research university preeminence, and that the \$5,000,000 associated with the program be released to the University. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

C. University of Florida Health – Jacksonville Campus Reclassification

Mr. Colson moved approval of the reclassification of the University of Florida's Special Purpose Center to a Type III Campus for the University of Florida Health – Jacksonville site. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

14. Audit and Compliance Committee Report

Chair Kuntz called on Mr. Levine for the Audit and Compliance Committee report. Mr. Levine said the Committee approved the notice of intent to adopt four new regulations and received information on the Inspector General's annual report; an update on the Board Office Operational Audit; and an update from FAMU on their Intercollegiate Athletic cash deficit plan. He noted the Committee will continue to monitor FAMU's progress in addressing the cash deficit.

A. Public Notice of Intent to Create Board of Governors Regulations

- i. Regulation 4.001 University System Processes for Complaints of Waste, Fraud, or Financial Mismanagement

Mr. Levine moved approval of public notice of intent to create Board of Governors Regulation 4.001 University System Processes for Complaints of Waste, Fraud, or Financial Mismanagement. Mr. Doyle seconded the motion, and the members concurred unanimously.

ii. Regulation 4.002 State University System Chief Audit Executives

Mr. Levine moved approval of public notice of intent to create Board of Governors Regulation 4.002 State University System Chief Audit Executives. Mr. Huizenga seconded the motion, and the members concurred unanimously.

iii. Regulation 4.003 State University System Compliance and Ethics Programs

Mr. Levine moved approval of public notice of intent to create Board of Governors Regulation 4.003 State University System Compliance and Ethics Programs. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

iv. Regulation 4.004 Board of Governors Oversight Enforcement Authority

Mr. Levine moved approval of public notice of intent to create Board of Governors Regulation 4.004 Board of Governors Oversight Enforcement Authority. Mr. Huizenga seconded the motion, and the members concurred unanimously.

15. Facilities Committee Report

Chair Kuntz recognized Mr. Huizenga for the Facilities Committee report. Mr. Huizenga reported the Committee had several items requiring Board approval and heard information about facilities benchmarking and the impact of online education, and information regarding housing rates. Mr. Huizenga stated the Committee will be prepared to discuss the details at an upcoming meeting.

A. 2017-2018 State University System Fixed Capital Outlay Legislative Budget Request

Mr. Huizenga moved approval of the 2017-2018 State University System Fixed Capital Outlay Budget as presented. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

B. University of Central Florida Educational Plant Survey Amendment

Mr. Huizenga moved to approve the amendment to the University of Central Florida's Educational Plant Survey. Mr. Doyle seconded the motion, and the members concurred unanimously.

C. University of North Florida Housing Bonds – Refunding Authorization

Mr. Huizenga moved adoption of a resolution approving the issuance of fixed rate, tax-exempt revenue bonds, by the Financing Corporation on behalf of the University of North Florida, in an amount not to exceed \$127,100,000 to refinance its entire portfolio of outstanding housing debt and to incorporate a previously acquired apartment complex into the existing housing system. Mr. Doyle seconded the motion, and the members concurred unanimously.

D. Amendment to the State University System Board of Governors Debt Management Guidelines

Mr. Huizenga moved to adopt the amended State University System Debt Management Guidelines. Mr. Doyle seconded the motion, and the members concurred unanimously.

16. Task Force on University Research Report

Chair Kuntz called on Dr. Valverde for a report from the Task Force on University Research. Dr. Valverde reported the Committee was presented with information on a legislative budget request by the Vice Presidents for Research. The total request is \$136,000,000 of which \$63,000,000 is recurring and \$73,000,000 is non-recurring. The request will be considered by the Budget and Finance Committee at its meeting on October 17, 2016.

A. State University System Research and Innovation Metrics Dashboard

Dr. Valverde moved to approve a dashboard of metrics to document the progress being made by the State University System on research and innovation. The dashboard contains seventeen metrics, to be reported twice a year to the Board of Governors. Mr. Beard seconded the motion, and the members concurred unanimously.

17. Budget and Finance Committee Report

Chair Kuntz recognized Mr. Lautenbach for the Budget and Finance Committee report. Mr. Lautenbach reported the Committee approved several regulations for public comment at the June meeting, which are now ready for final adoption.

A. Board of Governors Regulations

- i. Amended Regulation 7.001 Tuition and Associated Fees
- ii. Amended Regulation 7.003 Fees, Fines and Penalties
- iii. Amended Regulation 7.008 Waivers and Exemptions of Tuition and Fees
- iv. Amended Regulation 9.007 State University Operating Budgets

Mr. Lautenbach moved approval of amendments to Regulations 7.001 Tuition and Associated Fees; 7.003 Fees, Fines and Penalties; 7.008 Waivers and Exemptions of Tuition and Fees; and 9.007 State University Operating Budgets. Mr. Tripp seconded the motion, and the members concurred unanimously.

- v. New Regulation 5.001 Performance-Based Funding

Mr. Lautenbach moved to approve new Board of Governors Regulation 5.001 Performance-Based Funding. Mr. Beard seconded the motion, and the members concurred unanimously.

- vi. New Regulation 7.007 Latin American and Caribbean Scholarship Eligibility

Mr. Lautenbach moved to approve new Board of Governors Regulation 7.007 Latin American and Caribbean Scholarship Eligibility. Mr. Morton seconded the motion, and the members concurred unanimously.

- vii. Public Notice of Intent to Amend Regulation 7.002 Tuition and Fee Assessment, Collection, Accounting and Remittance
- viii. Public Notice of Intent to Amend Regulation 18.001 Purchasing

Mr. Lautenbach moved to approve public notice of intent to amend Regulations 7.002 Tuition and Fee Assessment, Collection, Accounting and Remittance; and 18.001 Purchasing. Mr. Tripp seconded the motion, and the members concurred unanimously.

B. 2016-2017 State University System Operating Budget

Mr. Lautenbach moved to approve the 2016-2017 SUS Operating Budget. Mr. Morton seconded the motion, and the members concurred unanimously.

C. 2016-2017 Board General Office Budget

Mr. Lautenbach moved to approve the 2016-2017 operating budget for the Board office and authorize the Chancellor to make budgetary changes as necessary to operate the office. Mr. Tripp seconded the motion, and the members concurred unanimously.

D. 2017-2018 State University System and Board General Office Legislative Budget Requests

Mr. Lautenbach moved to approve the 2017-2018 Legislative Budget Request for the State University System, and the Board office and authorize the Chancellor to make technical changes as necessary. Mr. Tripp seconded the motion, and the members concurred unanimously.

18. Nomination and Governance Committee Report

A. Appointment of University Trustees

Chair Kuntz moved the appointment of Mr. Leo Montgomery to serve on the Florida Gulf Coast University Board of Trustees for a term that runs from September 22, 2016 to January 6, 2021. This appointment is subject to confirmation by the Senate and the appointee attending an orientation session conducted by the Board office. Mr. Lautenbach seconded the motion, and the members concurred unanimously.

19. Presidential Search Reports

A. University of West Florida

Chair Kuntz called on Mr. Doyle for a report on the presidential search at the University of West Florida. Mr. Doyle reported the Search Committee conducted three days of interviews, after which they narrowed the applicants down to four candidates for consideration by the University of West Florida Board of Trustees. Dr. Martha Saunders was selected by the board of trustees to be the next President of the university. Mr. Doyle noted Dr. Saunders is an excellent choice and he thanked Chair Kuntz for appointing him to serve on the Search Committee.

B. Florida Gulf Coast University

Chair Kuntz recognized Mr. Morton for a report on the presidential search at Florida Gulf Coast University. Mr. Morton stated the Search Committee developed a job description and a brochure for use by the search firm and has begun the process of identifying appropriate candidates with the intention to narrow the pool down to an appropriate number for on-campus interviews, after which they will present three to five candidates to the Florida Gulf Coast University Board of Trustees for a selection.

He remarked they are on schedule but wanted to bring an item to the Board's attention related to guidance provided to the search firm. He stated at a recent board of trustees meeting, the search firm received guidance to proceed with a "no contract" provision. Subsequently, he received calls from persons in the community who recognized the value of hiring a president without a contract, but who were concerned about the impact on the pool of candidates.

Mr. Tripp expressed concern with this approach, stating it leads him to believe the board of trustees may have someone in mind that is willing to take on the position without a contract. He noted it is difficult to attract qualified candidates due to the Sunshine law and if someone is willing to come forward under these circumstances and take on the employment with no contract, he has concerns and suggested we review our processes for presidential searches.

Mr. Levine indicated he has concerns as well but has confidence in the board chair at Florida Gulf Coast University and disagrees the board of trustees has a particular candidate in mind. He noted, however, it could limit the pool of candidates and echoed Mr. Tripp's comment that perhaps the Board of Governors' presidential search process is not as clear as it should be.

Chair Kuntz stated recent practice has been for new presidents to be offered three-year contracts with the opportunity for one-year renewals. Chair Kuntz suggested to Mr. Morton that he take the Board's feedback to the Search Committee for their consideration.

## 20. Concluding Remarks and Adjournment

Chair Kuntz reminded members that the Budget and Finance, Innovation and Online, and the Facilities Committees, and perhaps the Select Committee on 2+2, will be holding workshops on October 17, 2016 starting at 2:00 p.m. continuing through October 18<sup>th</sup> at the University of South Florida.

The Trustee Summit will be held November 2, 2016 at Florida Atlantic University in conjunction with the Board's November meeting. He asked board chairs and presidents to encourage their trustees to attend the Summit. This year's theme is *Effective Leadership: Building a Legacy of Excellence*. In addition to interactive breakout sessions, the Governor will attend and Mr. Rick Goings, the CEO of Tupperware Brands worldwide will be the keynote speaker.



Having no further business, the meeting was adjourned at 1:29 p.m. on September 22, 2016.

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Thomas G. Kuntz, Chair

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Vikki Shirley,  
Corporate Secretary