Chairman Lutgert convened the meeting of the University Board of Trustees from The Sprint Room at 9:45 a.m., Tuesday, April 20, 2004 with the following members present:

Brian Cobb
Jeff Faramo
Larry Hart
Renee Lee
Bernie Lester
Scott Lutgert
David Lucas
Harry Moon
Ed Morton
Donna Price Henry
Jerry Starkey
Charles Idelson, Ex-Officio

Members of staff present:
William Merwin, President
Brad Bartel, Provost
Joseph Shepard, Vice President for Administrative Services
Steve Magiera, Vice President for University Advancement
Wendy Morris, General Counsel
Susan Evans, Special Assistant to the President
Kathy Bottoms, Administrative Assistant
Barbara Krell, Executive Assistant to the President

Guests:
Mr. Bob Swank
Dr. Victoria Dimidjian
1. **Call to Order & Chair’s Remarks & Items – Chair Scott Lutgert**

   Chair Lutgert greeted the trustees and stated that Trustee Taylor has been appointed to the State Board of Education and therefore, we have a vacancy in the Vice Chair position. He asked for nominations from the trustees. Trustee Cobb nominated Trustee Lester. Motion was seconded by Trustee Hart. Motion carried unanimously. Chair Lutgert asked Trustee Lucas if he would serve as Chair of the Finance & Administration Committee. Trustee Lucas agreed to serve in that capacity.

   Chair Lutgert requested that Ms. Evans read the Resolution of Appreciation to Trustee Taylor into the record (Appendix A). Chair Lutgert stated that Dr. Bartel has been offered and accepted the presidency of Ft. Lewis College and will be leaving FGCU. Chair Lutgert requested that Ms. Evans read the Resolution of Appreciation into the record. (Appendix B) Chair Lutgert turned the meeting over to President Merwin.

2. **Remarks from FGCU Faculty Senate – President Donna Price Henry**

   President Merwin introduced Dr. Price Henry who reported on recent faculty matters at FGCU.

3. **Remarks from FGCU Student Government – President Jeff Faramo**

   President Merwin introduced Mr. Faramo, President of the FGCU Student Government Association. Mr. Faramo updated trustees regarding current student events to include results of recent student elections. He stated that Mr. Matt Hall is the new SGA President and Mr. Collin Benner is the new Vice President.

4. **Remarks from FGCU Staff Advisory Council – President Bob Swank**

   President Merwin introduced Mr. Swank, President of The Staff Advisory Council. Mr. Swank reported on the activities of SAC over the past few months.

5. **Remarks from FGCU Foundation – Chair Charles Idelson**

   President Merwin introduced Mr. Idelson, current Chair of the FGCU Foundation. Mr. Idelson reported on current events and activities of the Foundation.

6. **Presentation by FGCU Chapter of United Faculty of Florida – President Victoria Dimidjian**
President Merwin introduced Dr. Dimidjian, President of the FGCU United Faculty of Florida. Dr. Dimidjian presented an overview of the UFF activities. (Appendix C).

7. Consent Agenda

Chair Lutgert asked if there was a motion to approve the Consent Agenda. Motion was made by Trustee Lester to approve the Consent Agenda. Motion was seconded by Trustee Lee. Motion carried unanimously. Chair Lutgert turned the meeting over to President Merwin for The President’s Report.

8. President’s Report

President Merwin stated that everyone is invited to attend the farewell reception for Dr. Bartel today at 3:00 p.m. in the Student Union Ballroom. He announced the appointment of Dr. Jack Crocker as the interim provost until a new provost is appointed. He also reported that Dr. Tom Healy was hired as Indiana University’s Vice President for Government Relations, and we will hold a search to hire a new FGCU lobbyist.

President Merwin announced the Provost Search Committee is doing very well. We have brought two excellent candidates to campus and there will be two more visiting with us within the week. He stated he hopes to have the new provost on board by July 15 if possible.

President Merwin reported that the situation in Tallahassee is quite different than a year ago with the House currently distant from the Senate with regard to growth money. He asked Ms. Evans to give a report on the most recent information regarding the Legislature. Ms. Evans stated that the Legislature is currently in conference committee and that when the two budgets are different they appoint conferences. The Education Conference Committee had its final meeting last night. Some things are decided at the very end of the process, and we won’t know the status until the budget is printed. She pointed out that there are the actual dollar amounts and there is proviso language. Often the implementation is spelled out in proviso language. Ms. Evans also reported that the biggest item this year for FGCU is enrollment growth funding, and prior to last night, the House budget had no enrollment growth funding. The Senate budget before last night had $4.2 million for enrollment growth funding for our university. She stated our hope is that FGCU will receive approximately 80% of the $4.2 million. Ms. Evans reported that on the PECO list we would see a difference between the House and Senate budgets with the $5 million for roads/mitigation in both. The House budget does have the planning funds for our next academic building. The PECO funding is not determined through the conference process. The $4.2 million for the Sugden Resort & Hospitality Building and the $2.5 million for the Naples Botanical Garden facility are in both
the House and Senate budgets. The FGCU Technological Expansion did not make it through the Senate Budget. Ms. Evans reported that the Senate Budget and House Budgets allow for local boards to determine the tuition increase rates. She stated this item would come before this Board at the June meeting.

President Merwin congratulated the new student leadership team and congratulated Trustee Morton for receiving Edison Community College’s Leadership in Fostering Education Award. He also thanked Trustee Cobb and his wife Denise for their gift to fund scholarships for communications majors.

President Merwin reported that the Kleist Health Education Center groundbreaking was held recently. He stated the Early Learning Literacy Model received $750,000 which is a result of the work of Brian Cobb, Scott Lutgert and others on the Board of Directors of the Naples Winter Wine Festival.

President Merwin reported that the Strategic Plan is going very well, but will be delayed slightly for the new provost’s buy-in. He reported that a workshop would be held in early August to review the budget priorities with the Leadership Team. President Merwin reported that the SACS reaffirmation process is going well under the leadership of Dr. Paul Snyder and Ms. Cathy Duff. He stated that the new Alumni Association publication is out and it is marvelous. President Merwin thanked Ms. Yovanovich and Dr. Little for a job well done.

President Merwin reported on ongoing projects to include the Charter School which has now received additional acreage from Mr. Antaramian. He reported that last week the Charlotte County Commission donated 5 acres of land to FGCU on which to construct a building. President Merwin thanked Trustee Lee for her support with this project. He updated Board members regarding the Naples Center, the Institute for Chinese Studies, as well as potential music and engineering program progress.

9. Academic/Student/Faculty Affairs Committee Meeting – Committee Chair Renee Lee

Chair Lutgert introduced Trustee Lee, Chair of the Academic/Student/Faculty Affairs Committee who introduced Dr. Bartel to review the following Action Items with trustees:

- Student Government Constitution (Appendix D) Motion was made to approve the Student Government Constitution by Trustee Price Henry. Motion was seconded by Trustee Faramo. Motion carried unanimously.
- Student Government Code of Conduct (Appendix E) Motion was made to approve the Student Government Code of Conduct by
Chair Lutgert. Motion was seconded by Trustee Faramo. Motion carried unanimously.

- Student Affairs Rules (Appendix F) Motion was made by Trustee Faramo to approve the Student Affairs Rules. Motion was seconded by Trustee Lutgert. Motion carried unanimously.
- Student-Athlete Out-of-State-Waivers (Appendix G) Motion was made by Trustee Cobb to approve the Student Athlete Out-of-State Waivers. Motion was seconded by Chair Lutgert. Motion carried unanimously.

10. Finance & Administration Committee Meeting – Committee Chair David Lucas

Chair Lutgert introduced Chair of the Finance & Administration Committee David Lucas who introduced Dr. Shepard. Dr. Shepard introduced Ms. Linda Moore, Director of Internal Audit & Compliance. Ms. Moore presented an overview of the Internal Audit & Compliance Review Program.

Dr. Shepard presented the Quarterly Budget Statement (Appendix H) to trustees for their review.

Dr. Shepard presented three action items to trustees for consideration:

- Student Housing Rentals (Appendix I) Motion was made by Trustee Lee to approve the Student Housing Rentals. Motion was seconded by Trustee Lester. Motion carried unanimously.
- Settlement of Lawsuits and Claims (Appendix J) Motion was made by Trustee Moon to approve the request to settle lawsuits and claims as recommended. Motion was seconded by Trustee Lee. Motion carried unanimously.
- Commencement of Legal Proceedings or Appeal of Adverse Rulings (Appendix K). A motion was made to approve the recommendation regarding Legal Proceedings or Appeal of Adverse Rulings by Trustee Lee. Motion was seconded by Trustee Morton. Motion carried unanimously.

11. Old Business – Chair Scott Lutgert

Chair Lutgert announced his appointment of Trustee Hart to represent the Board on the Awards Review Committee for the Celebration of Excellence and Trustee Hart accepted this appointment.

12. New Business – Chair Scott Lutgert

Chair Lutgert set the April 2005 Board meeting date for Tuesday April 19, 2005. A motion was made to approve the April 19 Board meeting date by Trustee Price Henry. Motion was seconded by Trustee Lee. Motion carried unanimously.
Chair’s Closing Remarks – Chair Scott Lutgert

Chair Lutgert reminded trustees that the next Board meeting will be June 15 and this will be a very important meeting. Agenda items will include the operating budget, the Board’s performance evaluation of President Merwin, and setting up the performance measures for the upcoming fiscal year.

13. Adjourn Meeting

The meeting adjourned at 11:40 a.m.
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B. Resolution of Appreciation to Provost Bartel
C. Overview of UFF Activities
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E. Student Government Code of Conduct
F. Student Affairs Rule
G. Student Athlete Out of State Waivers
H. Quarterly Budget Statement
I. Student Housing Rentals
J. Settlement of Lawsuits and Claims
K. Commencement of Legal Proceedings or Appeal of Adverse Rulings