

1 **FLORIDA GULF COAST UNIVERSITY BOARD OF TRUSTEES**

2
3 **CONFERENCE CALL MEETING**

4
5 **Tuesday, June 9, 2020**

6
7
8 **Florida Gulf Coast University**

9
10

Meeting Minutes

11
12 **Members:**

13 *Present (by phone):* Trustee Blake Gable – Chair; Trustee Stephen Smith – Vice Chair;
14 Trustee Ashley Coone; Trustee Darleen Cors; Trustee Richard Eide, Jr.; Trustee
15 Joseph Fogg III; Trustee Jacob Goldman; Trustee James MacDonald; Trustee Leo
16 Montgomery; Trustee Edward Morton; Trustee Kevin Price; Trustee Jaye Semrod; and
17 Trustee Kenneth Smith.

18
19 *Staff (by phone):* President Mike Martin; Provost and Vice President for Academic
20 Affairs James Llorens; Vice President for Administrative Services and Finance, and
21 Executive Director of FGCU Financing Corporation Steve Magiera; Vice President and
22 Chief of Staff Susan Evans; Vice President and General Counsel Vee Leonard; Vice
23 President for Student Success & Enrollment Management Mitchell Cordova; Vice
24 President for University Advancement, and Executive Director of FGCU Foundation
25 Kitty Green; Director of Internal Audit Bill Foster; Director of Equity, Ethics and
26 Compliance, and Title IX Coordinator Precious Gunter; Director of Operations Tiffany
27 Reynolds; Assistant Director of Board Operations Tiffany Tramontozzi; Project Manager
28 Melissa Pind; Executive Assistant to the Vice President and Chief of Staff Bruna
29 Ugolotti.

30
31
32 **Item 1: Call to Order, Roll Call, and Opening Remarks**

33 Chair Blake Gable called the meeting to order at 9 a.m. He welcomed all Trustees and
34 noted due to COVID-19 and social distancing requirements, the following for the record:

- 35
- 36 • The meeting was duly noticed in accordance with the Board’s Bylaws.
 - 37 • All participants were calling in to the meeting.
 - 38 • Public access was provided through a noticed web link for audio access; and
 - 39 • The meeting notice directed any public comment on an agenda item to be
40 emailed to Vice President and Chief of Staff Susan Evans by 5 p.m. on Monday,
41 June 8. Public comment will be read into the record prior to the vote, and the
42 three-minute time limit on public speaking will apply.
- 43

44 Chair Gable asked Ms. Evans to call the roll. Roll call was taken with all Trustees
45 participating, thus meeting quorum requirements. Ms. Evans noted that no public

46 comments had been submitted for the meeting, and this would be spread upon the
47 meeting minutes for each action item.

48
49 Regarding current events, Chair Gable stated he felt it was impossible to have a truly
50 meaningful discussion in a conference call forum; therefore, a full discussion would be
51 held at the next FGCU Board of Trustees (BOT) meeting when the Trustees could meet
52 in person. He noted the Board of Governors (BOG) was creating a task force to
53 address diversity and inclusion, and it being chaired by BOG Vice Chair Brian Lamb.
54 He noted he contacted Vice Chair Lamb and expressed his willingness to serve on the
55 task force. He asked President Mike Martin to comment on this in addition to his
56 COVID-19 presentation.

57
58

59 **Item 2: COVID-19 and FGCU – President’s Report**

60 President Martin indicated he would comment on the issues raised as a result of a
61 tragic incident in his home state in a neighborhood he used to live in, and where FGCU
62 stood in regard to these issues. He noted he would then ask for performance and
63 fundraising reports from Vice President for Student Success & Enrollment Management
64 Mitch Cordova and Vice President for University Advancement and Executive Director
65 of FGCU Foundation Kitty Green, and would discuss the COVID-19 Fall Plan.

66
67 President Martin stated FGCU continued to emphasize its commitment to and
68 embracement of diversity in all its forms. He stated the University was committed to
69 sending the message that all who joined the FGCU community were valued and
70 protected. He stated FGCU was engaging with others around the community to ensure
71 everyone felt protected and that there was a policing system which respected the rights
72 of and valued individuals. He indicated FGCU was fortunate to have expertise from an
73 FGCU faculty member who had been quoted in the national news. He said Dr. David
74 Thomas was a professor in the Department of Justice Studies and was a retired
75 decorated police officer. He stated Dr. Thomas was African-American and a real leader
76 on campus and in the community. He said FGCU Associate Professor Ted Thornhill
77 had spent a great deal of his career as a sociologist exploring the dimensions of racism,
78 bigotry and intolerance. He noted several others across campus had a great deal of
79 expertise in addressing these issues. He stated he invited a group of these experts to
80 get together through Zoom to have a conversation about how to take up these issues
81 and ensure the values FGCU embraced remained intact.

82
83 President Martin stated FGCU was remarkably close to being designated as a Hispanic-
84 Serving Institution (HSI) and it was important for students and faculty to know this was
85 important. He stated there had been a few incidents this spring in which Asian faculty
86 received hate-filled, accusatory emails, and this was being addressed. He stated he
87 was pleased Chair Gable, among others at FGCU, were likely to participate in the
88 BOG’s new task force. He stated more information would be obtained regarding the
89 task force next week from the Office of the Chancellor. He said FGCU would participate
90 in this initiative which was started by BOG Chair Syd Kitson, and embraced by the
91 Board of Governors. He stated he had been involved with other community leaders

92 such as the Lee County Sherriff to see how FGCU could work with the Lee County
93 Sherriff's Office (LCSO) and how LCSO could work with FGCU. He indicated he would
94 keep the FGCU BOT updated.

95
96 Turning to performance funding, President Martin said FGCU had a good year in many
97 ways. He congratulated a group of individuals led by Dr. Cordova and his team who
98 fundamentally had turned around FGCU's metrics with respect to performance. He
99 stated he believed next year the metrics for performance would likely be suspended for
100 all the universities for a year in light of fact that metrics might be adversely affected as a
101 result of COVID-19. He stated he believed this year FGCU had a stellar metric outcome
102 with 88 out of 100 possible points; this was an improvement of well-over 20 points in a
103 two-year period of time. He said this was a testament to many people's hard work.

104 105 106 **Item 3: Student Success and Enrollment Management Report (TAB #1)**

107 Vice President for Student Success & Enrollment Management Mitch Cordova agreed
108 the improvement in performance metrics was the result of a huge team effort. He stated
109 the biggest change was the continued improvement in four-year graduation rates for
110 which FGCU earned the maximum of 10 points. He stated FGCU improved on the
111 Academic Progress Rate (APR) metric, which was the freshman and sophomore
112 retention metric, scoring 5 points where no points had been earned the year before. He
113 noted the average cost to the student went down which improved performance on the
114 metric. He noted these were the three critical metrics and FGCU was doing well in
115 these metrics.

116
117 Regarding COVID-19 and projections, Dr. Cordova stated at this time the total
118 enrollment for summer was at 8,275 students, which was an 8.4 percent increase over
119 last summer. He stated when evaluating student credit hour production (a key tuition
120 driver for FGCU) there was a 12.6 percent increase this year. He noted there were still
121 students registering for the summer B term. He said at this time the fall enrollment head
122 count was 10,349 students, which was a 1.5 percent increase over last year at this time.
123 He stated the final fall head count for 2019 was 14,998 students.

124
125 Dr. Cordova stated one year ago, FGCU began the process of switching to a completely
126 different approach and business cycle for admitting undergraduate students. He noted
127 the last piece of the Student Success and Enrollment Management reorganization was
128 completed by bringing on the Associate Vice President for Enrollment Management in
129 September, and recently the Assistant Vice President for University Admissions was
130 brought on in April. He explained FGCU went from a rolling admissions process
131 (students admitted soon after application completion) to an early action decision
132 approach with deadlines (a completely different practice). He stated FGCU was now on
133 the Common Application system where students could apply to FGCU, as well as other
134 schools, simultaneously. He stated with this new approach, students were admitted in
135 batches based on strategy. He noted the FGCU website application was open for those
136 who elected to apply to FGCU directly. He explained the admissions department
137 worked with the academic colleges to admit students into specific majors based on

138 student demand and program capacity; essentially, for the first time, FGCU was able to
139 shape its freshman class based on program offerings, strengths and capacity.

140
141 Dr. Cordova said for summer first-time-in-college (FTIC) freshman enrollment, FGCU
142 set a target of 400 students, and as of yesterday there were 2,435 applications, which
143 represented an 8.5 percent increase over last year. He stated FGCU admitted 1,490
144 students of those applications, which represented a 5 percent decrease from last year,
145 and there were 386 students registered for Eagle View Orientation (EVO) which was
146 close to the target number of 400 students. He stated an enrollment target of 125
147 students was set for transfers. He said there were 680 transfer applications this
148 summer, which represented a 15 percent increase over last year, 500 students were
149 admitted which represented a 16.5 percent increase over last year, and currently there
150 were 238 students signed up for EVO registration, which represented a 20 percent
151 increase over last year. He stated a target of 2,400 freshman students was set for the
152 fall term, as of yesterday there were 15,453 applications, which represented a 27
153 percent increase over last year. He said 10,491 students were admitted, which
154 represented a 36.5 percent increase over last year. He stated at this point there were
155 2,376 deposits collected, and 1,978 students were registered through EVO registration.
156 He explained his department was working to register the students who had placed
157 deposits for the orientation, increase the number of deposits, and increase EVO
158 registration to ensure a freshman enrollment of 2,400 FTICs this fall.

159
160 Dr. Cordova said as of Friday, June 5, housing assignments for new applicants were
161 completed and sent to students. He indicated total FGCU residential capacity was
162 4,748 beds. He stated as of last Friday, there were 4,095 residents assigned to housing
163 space; 86 percent of capacity had been assigned. He stated since last Friday, he
164 believed 54 returning students and 262 new students had been added to the 4,095
165 housing assignments. He said occupancy projections were now as follows: returning
166 students 2,278, new students 2,133, for a total assignment of 4,411 students. He noted
167 with these projections FGCU should have a 93 percent occupancy for the fall. He
168 stated 55 single rooms were being taken offline this fall to make accommodations for
169 health needs related to COVID-19. He explained all FGCU rooms were single
170 bedrooms, except for 40 rooms in North Lake Village which were two-bedroom quads,
171 but these rooms were being converted into single rooms, which would reduce the total
172 available beds by 80 to help with COVID-19. He noted the housing budget would be
173 adjusted to reflect a 93 percent occupancy rate and as numbers changed, so would the
174 budget.

175
176 President Martin stated FGCU had an excellent fundraising year. He stated FGCU was
177 able to completely privately fund a building for entrepreneurship. Vice President for
178 University Advancement and Executive Director of FGCU Foundation Kitty Green said it
179 has been a wonderful year for fundraising. She stated in total, this fiscal year FGCU
180 raised \$6.4 million for the Entrepreneurship Building including what had been raised last
181 year; construction was fully covered and there was money for programming as well.
182 She said in total, this fundraising year was just shy of being the highest fundraising year
183 ever; however, it was important to remember fundraising was “lumpy” and often large

184 gifts were received in one year and then none the next year. She explained
185 approximately \$10.5 million of the commitments received this year were deferred gifts,
186 including the one from Frank Daveler for whom the Trustees would be asked to name
187 the School of Entrepreneurship later in the agenda. She stated there was \$1.9 million
188 for endowments and \$3.7 million for scholarships. She noted the development officers
189 were able to keep in touch with FGCU donors even with COVID-19, and virtual
190 discussions had begun with faculty regarding informing and entertaining donors at home
191 and highlighting FGCU faculty. She stated a new initiative had begun called Restart
192 SWFL which positioned the Lutgert College of Business and the Marieb College of
193 Health & Human Services as catalysts for economic recovery, and this helped to raise
194 visibility in the community and help local businesses reopen. She noted she did not
195 expect next year to be equally as lucrative, but she would do her best to exceed next
196 year's fundraising goals as well.

197
198 President Martin stated Restart SWFL was a wonderful initiative. Also, he said the
199 Collier County Commission voted a few weeks ago to engage FGCU through a contract
200 to effectively operate the Naples Accelerator, a project under the FGCU Institute for
201 Entrepreneurship to bring programs through the initiative into Collier County. And, he
202 stated last week the Bonita Springs City Council voted to support a water quality person
203 to be assigned to FGCU to help Bonita Springs monitor and maintain strong water
204 quality. He noted the Mayor of Sanibel and the Chair of the Water Management District
205 came to speak on behalf of FGCU's expertise in water, which was gratifying.

206
207 President Martin stated hopefully there would be a fall sports season and that he was
208 working with the Atlantic Sun (ASUN) Conference. He noted he was the current chair of
209 the ASUN Presidents Council, and he was working through the Conference to find a
210 way to compete this fall in such a way that no airplane travel was necessary. He stated
211 the objective was to work with several other Conferences which geographically
212 overlapped the ASUN and develop a hybrid arrangement which would share some
213 schools and keep all sports teams within a bus ride of all competitions. He stated there
214 were three other ASUN institutions in Florida and a couple in Georgia. He explained the
215 goal was to keep students as safe as possible. He noted the student-athletes he had
216 communicated with looked forward to competing, but understood the constraints FGCU
217 faced and the concern about health and well-being. He stated it looked as though the
218 NBA Toronto Raptors would utilize Alico Arena to "tune-up" for about four weeks and
219 this would be organized consistent with CDC guidelines. He stated he hoped to have
220 the opportunity to allow small groups to watch the Raptors practice. He stated allowing
221 the NBA to use FGCU facilities would bring in some revenue, provide visibility, and
222 allow student-athletes to possibly interact with professional athletes.

223
224

225 **Item 4: Florida Gulf Coast University COVID-19 Fall 2020 Semester Plan for Board**
226 **of Governors (TAB #2)**

227 President Martin commended Director of Emergency Management Ruth Rodrigues for
228 leading the effort in managing FGCU's emergency response efforts. He noted Ms.
229 Rodrigues would be available to answer questions. He stated the emergency response

230 reopening Plan was consistent with the blueprint provided by the BOG. He noted it was
231 important to understand anything decided today would most likely be a little different in
232 August; the Plan was intended to be adaptable and able to be implemented in
233 relationship to the unique issues faced at FGCU. He indicated input regarding the Plan
234 had been gathered and would continue to be gathered from students, faculty and staff.
235 He stated FGCU was maintaining maximum fiscal flexibility by being prudent in
236 allocating funds so that the University should not be stressed financially this fall. He
237 explained the Plan was required to be submitted this week to the Board of Governors
238 for approval review at the BOG meeting on June 23.

239
240 Trustee Jamie MacDonald stated Ms. Rodrigues spent an hour of her time yesterday to
241 discuss the Plan. He noted he was pleased with the Plan and pleased with his
242 conversation with Ms. Rodrigues. He indicated he served on the academic team which
243 contributed to the Plan, which as outlined was excellent and allowed flexibility.

244
245 Trustee Darleen Cors asked for an example of how FGCU differed from other
246 universities as related to this Plan. President Martin explained FGCU was in an area
247 with some of the most vulnerable populations in the state. He said Charlotte County
248 may be the oldest county in Florida in terms of median age of the population. FGCU
249 needed to be cognizant in its Plan regarding how it interacted with the community. He
250 indicated well over half of FGCU's students had to work. He said the Plan needed to be
251 flexible enough for students to work and carry a full course load, and FGCU needed to
252 be cognizant of its students' interactions within the community. He stated it was
253 important to not put the community at risk.

254
255 Trustee Edward Morton made a motion to approve the Florida Gulf Coast University -
256 Fall 2020 COVID-19 Plan for the Board of Governors. Trustee Leo Montgomery
257 seconded the motion. There was no public comment, or further Board discussion. The
258 vote was 13-0 in favor of the motion.

259
260
261 **Item 5: Consent Agenda (See Tabs #3-4)**

262 Chair Gable indicated there were two items on the Consent Agenda: (1) Minutes of the
263 May 5, 2020 Conference Call Meeting and (2) Florida Postsecondary Comprehensive
264 Transition Program (FPCTP) Grant.

265
266 Trustee MacDonald made a motion to approve the Consent Agenda. Trustee Cors
267 seconded the motion. There was no public comment, or Board discussion. The vote
268 was 13-0 in favor of the motion.

269
270
271 **Item 6: Academic/Student/Faculty Affairs Committee (See Tabs #5-6)**

272 Committee Chair Edward Morton stated there was one information item and one action
273 item on the agenda. He said prior to calling on Provost Llorens, he wanted to take a
274 moment to discuss performance-based funding scores that were announced by the
275 Board of Governors and published after development of today's agenda. He noted he

276 was a member of the Board of Governors for seven years and recently retired when his
277 term ended. He indicated he had been involved with FGCU as a graduate and in the
278 formative stage of the University, and he took satisfaction in the progress President
279 Martin had made over the past couple of years in FGCU's performance-based metrics.
280 He stated FGCU had risen from low in the rankings to the upper third over the past
281 couple of years thanks to the work done by President Martin and his ability to marshal
282 the resources necessary to make significant changes which manifested through real
283 leadership dedicated to achieving tangible results. He noted the improved metrics
284 reflected improvement in graduating students in a shorter period of time, reducing debt,
285 degrees which led to employment with good salaries, etc. He commended FGCU's
286 management team and President Martin.

287
288 President Martin thanked Committee Chair Morton. He stated the improvements were
289 the result of a team effort. He also wanted to note that the local Legislative Delegation
290 recognized the success FGCU was having, and continued to invest in the University.

291

292 **Faculty Promotions (TAB #5)**

293 Provost Llorens said the information item on faculty promotions reflected the annual
294 requests for promotions. He explained the applications for promotion went before a
295 peer review committee in the college, then to a department chair, then to a dean, and
296 then to the Office of the Provost for final approval and review. He stated of the 45
297 applications, 8 withdrew, 5 were rejected, and 32 were approved. The promotions were
298 equally divided between associate professor, instructor, and professor. He indicated
299 the total value of promotions was \$283,417. He noted the Collective Bargaining
300 Agreement (CBA) allowed for a 13 percent increase on promotions, and that these were
301 in line on a percentage basis with previous years.

302

303 Trustee MacDonald congratulated all who received promotions.

304

305 **Regulation: FGCU-PR4.007 Administrative Withdrawal (TAB #6)**

306 Dr. Cordova stated this item was to approve amendments to Regulation: FGCU-
307 PR4.007 Administrative Withdrawal.

308

309 He explained Regulation: FGCU-PR4.007 Administrative Withdrawal was being
310 amended to be compliant with federal regulations regarding the involuntary withdrawal
311 of students who were presenting a risk of harm to themselves or others within the
312 FGCU community. He stated the Regulation required an individualized assessment
313 based on reasonable medical judgement, current medical information, or best available
314 non-medical evidence prior to an involuntary withdrawal. He explained this Regulation
315 was independent of other processes FGCU used for students being withdrawn for
316 academic misconduct, and along with the Regulation a policy was developed which
317 provided the operational substance behind the implementation of this Regulation.

318

319 Trustee MacDonald asked if this Regulation had an appeals process. Dr. Cordova
320 responded in the affirmative by saying the appeals process was contained within the
321 policy developed to go with the Regulation.

322
323 Trustee Cors made a motion to approve the Regulation: FGCU-PR4.007 Administrative
324 Withdrawal. Trustee Joseph Fogg seconded the motion. There was no public
325 comment, or further Board discussion. The vote was 13-0 in favor of the motion.
326

327
328 **Item 7: Finance, Facilities and Administration Committee (See Tabs #7-15)**

329 Committee Chair Ken Smith stated there were two information items and seven action
330 items on the agenda today. He first called on Chair Gable to present Tab #7 for
331 President Martin's performance evaluation for 2019-2020.
332

333 **President's Performance Evaluation for 2019-2020 (TAB #7)**

334 Chair Gable apologized for having to present this via conference call as he believed a
335 conference call did not allow the attention and consideration deserved for the
336 President's Performance Evaluation. However, he said it was important to stay on
337 schedule. Further, he stated if any Trustees had the desire for further conversation
338 regarding this item when the Board was finally able to meet in person, he was more
339 than happy to accommodate that request. He noted the president's annual
340 performance evaluation was something the Board had done since its creation in 2001,
341 and was one of the Board's most important responsibilities. He said the process used
342 this year consisted of rating forms completed by the Trustees. He reviewed the results
343 of the rating forms and had lengthy conversations with Board of Governors (BOG) Chair
344 Syd Kitson and Chancellor Marshall Criser to get their perspective. He noted the FGCU
345 performance-based funding ratings had just been released, and all were pleased. Chair
346 Gable commented he has had more interaction with the BOG over the last few months
347 dealing with COVID-19 than he had in his previous two years as Chair. He indicated
348 the BOG was excited about the future of FGCU, which was a testament to the work
349 done by President Martin. He indicated the Chancellor and BOG Chair were effusive in
350 their praise for President Martin and FGCU.
351

352 Trustee Morton concurred with Chair Gable's remarks. He said he thought it was
353 inappropriate as a recent/former member of the Board of Governors to offer any specific
354 comments other than general observations. He noted one of the general observations
355 he made, using his own experience and in evaluating people, was that he would use
356 both subjective and very objective metrics. He said he would be looking for progress
357 made on specific items on performance.
358

359 Trustee Morton stated one of the fundamental responsibilities of the FGCU Board of
360 Trustees was hiring the right CEO and holding that CEO accountable to specific goals
361 and objectives. He stated he looked forward to further discussion in a more receptive
362 environment as Chair Gable suggested.
363

364 Chair Gable asked if there were any additional comments or questions from the
365 Trustees; hearing none he asked if President Martin had a few words.
366

367 President Martin stated it was an honor to serve FGCU. He indicated he has had a
368 genuinely enjoyable experience working at FGCU. He stated the Provost search would
369 resume in the fall with interviews in late September, which would allow Provost Llorens
370 to return to a less hectic life back home. He stated he appreciated Provost Llorens'
371 willingness to serve in this capacity as he has been doing. He indicated there were too
372 many individuals to thank for the past year's results; he had a stellar team. He noted he
373 would continue to have conversations with the Board about longer-term transitions and
374 succession plans, and thanked the members of the FGCU Board of Trustees.

375
376 Trustee K. Smith made a motion: President Martin has performed in an outstanding
377 manner for the 2019-2020 year. Trustee Kevin Price seconded the motion.

378
379 Trustee Fogg asked if this motion would "seal the deal" regarding the President's
380 performance bonus, or would the bonus be discussed at the next meeting.

381
382 Chair Gable responded this motion was to recognize the President had been evaluated.
383 He stated his recommendation after discussion with President Martin and the Board of
384 Governors was that any discussion concerning a bonus would be deferred until further
385 notice.

386
387 There was no public comment, or further Board discussion. The vote was 13-0 in favor
388 of the motion.

389
390 **Finance/Budget Update (TAB #8)**

391 Vice President for Administrative Services and Finance, and Executive Director of
392 FGCU Financing Corporation Steve Magiera said the next item contained the
393 Finance/Budget Update for projects for the close of June 2020. He apologized for the
394 length of the memos which were longer than normal in an effort to assure
395 understanding. He commented that throughout all of the financial items were common
396 themes: (1) to generate cash; and (2) to remain flexible with the budgets. He noted a
397 couple of months ago President Martin instituted a hiring freeze except for needed
398 faculty, and only essential purchases were allowed, with the goal of generating as much
399 cash as possible.

400
401 Mr. Magiera stated these were the projected year-end numbers for June 2020; the
402 actual year-end numbers would come before the September 15, 2020 BOT meeting.
403 He noted the Federal CARES Act funding was not anticipated, and it "messed up" a lot
404 of the variables, providing an additional \$11 million and more Revenues and
405 Expenditures. He noted he provided variances with and without the CARES Act. He
406 said FGCU received two phases of the CARES Act; there was approximately \$5.5
407 million in each. He explained the first phase was to be issued to students; Dr. Cordova
408 indicated approximately \$3.8 million of the \$5.5 million had been issued to date. Mr.
409 Magiera stated the second phase was to assist the University for housing
410 reimbursements, meal reimbursements, classroom needs, preparation purposes,
411 supplies, etc. He stated only approximately \$14,000 of the \$5.5 million remained
412 unspent. He stated he anticipated having all of the CARES Act funds spent by June 30;

413 however, if the student side was not completely spent, in September a new amended
414 budget would be brought in and the unspent portion of the CARES Act would be
415 included in the September amended budget.

416
417 **Transcript of Executive Session for Linda Johnson Pinckney vs. Florida Gulf**
418 **Coast University Board of Trustees (TAB #9)**

419 Vice President and General Counsel Vee Leonard stated the Board had the transcript of
420 the Executive Session regarding the litigation in the matter of Linda Johnson Pinckney
421 vs. Florida Gulf Coast University Board of Trustees. She said as the aforementioned
422 litigation was concluded and as was required by law, these transcripts were being
423 presented to be made a part of the public record for informational purposes only. She
424 asked if there were any questions.

425
426 Trustee Fogg asked Ms. Leonard to briefly review the case.

427
428 Ms. Leonard explained Linda Pinckney was an employee of FGCU's food service
429 provider who tripped in the workplace over an outlet in the wall and sustained an injury
430 to the kneecap which required surgery. She stated this matter was resolved with the
431 Division of Risk Management through a settlement.

432
433 **Carryforward Funds for Fiscal Year ended June 30, 2020 (TAB #10)**

434 Mr. Magiera explained carryforward funds were the cash left in the Educational and
435 General (E&G) funds of the University. He explained a spending plan was brought to
436 the FGCU Board of Trustees for approval, following which the spending plan was
437 submitted to the Board of Governors. He stated these were projected numbers as the
438 fiscal year has not yet ended. He said just over \$22 million was projected in
439 carryforward, and he explained that there was a statutory requirement to set aside
440 approximately 7 percent of the carryforward budget (\$12 million). He said the
441 Operating Budget had \$9.6 million, and the World Class Faculty Budget was \$337,000
442 (this had to stay as a separate item as it was for a specific appropriation). He explained
443 that in September the Carryforward Fund budget would indicate the final numbers.

444
445 Trustee MacDonald asked if there had been any discussion at the state level regarding
446 allowing universities to use some of the 7 percent of the carryforward budget to help
447 with budget adjustments needed moving forward. Mr. Magiera responded in the
448 affirmative; there were several requests submitted to the Board of Governors and one
449 was to permit universities to utilize some of the 7 percent if the local board of trustees
450 requested. He noted he had not received confirmation regarding this request as of yet.

451
452 Trustee Stephen Smith made a motion to approve the Carryforward Funds for Fiscal
453 Year Ended June 30, 2020. Trustee MacDonald seconded the motion. There was no
454 public comment, or Board discussion. The vote was 13-0 in favor of the motion.

455
456 **Regulation: FGCU-PR7.001 Tuition and Fees (TAB #11)**

457 Mr. Magiera said Florida Statutes and Board of Governors (BOG) Regulations required
458 the FGCU Board of Trustees to establish tuition and fees for the University for the fall.

459 He stated there had been no changes to tuition and fees for a number of years; the only
460 change this year was the requirement from the Board of Governors to change the
461 repeat course fee from \$192.85 to \$193.86. He explained a repeat course fee was
462 charged when a student enrolled into the same undergraduate course more than twice;
463 otherwise, there were no other changes to the fees or tuition.
464

465 Trustee Richard Eide asked when the last time FGCU's tuition and fees were changed.
466 Mr. Magiera responded he was unsure, but he believed it was five or six years ago.
467 Trustee Eide asked if tuition went up or down with the last change. Mr. Magiera
468 responded tuition was raised with the last change.
469

470 Trustee S. Smith asked about tuition and fee reimbursement rates for in-person courses
471 vs. remote delivery. Mr. Magiera responded the cost was the same for an in-person or
472 an online course at FGCU; other universities had a distance learning fee which FGCU
473 did not employ. He noted there was a suit filed against the Board of Governors about
474 tuition and fees, but he had no details regarding this suit.
475

476 Trustee MacDonald stated the effort for a faculty member to teach an online class, in
477 many instances, was greater than the effort of teaching a face-to-face class because of
478 technology challenges and the inconsistent and continuous engagement of the students
479 due to their ability to email and ask questions outside of normal class meeting times.
480

481 Trustee Cors made a motion to approve Regulation FGCU-PR7.001, Tuition & Fees.
482 Trustee S. Smith seconded the motion. There was no public comment, or further Board
483 discussion. The vote was 13-0 in favor of the motion.
484

485 **2020-2021 Operating Budget (TAB #12)**

486 Mr. Magiera stated this was the operating budget for next year; however, an amended
487 budget would be presented in September. He explained this budget was prepared with
488 the following assumptions: (1) there would be no pullback of State money (the State had
489 made no indications there would be a pullback), and (2) tuition revenue would be 10
490 percent less than last year. He said projected enrollment numbers did not indicate this
491 was the case; however, for the sake of prudence and as it was easier to put money
492 back in than pull it out, this was how it was being budgeted. He explained there was a
493 line item available in case one of the following scenarios occurred: (1) there was a
494 pullback from the State, (2) if tuition came in less than projected, or (3) if costs were
495 more than anticipated to reopen in the fall. He stated General Revenue was what
496 FGCU was told it would receive from the State. He said on the expenditure side, FGCU
497 was told it would receive \$3 million from the State for The Water School and it was
498 determined it would be best to leave this as its own line item for the time being. He
499 noted there were unallocated funds of \$7.8 million; this was from carryforward, reduced
500 travel, and other cost cuts and would be kept as a safety reserve and used if there was
501 a State cutback or shortage in tuition, etc. He noted new projects were on hold until
502 FGCU was certain operations were covered.
503

504 Trustee Montgomery made a motion to approve the 2020-2021 Operating Budget.
505 Trustee Ashley Coone seconded the motion. There was no public comment or Board
506 discussion. The vote was 13-0 in favor of the motion.

507

508 **2021-2022 Capital Improvement Plan Request (TAB #13)**

509 Mr. Magiera said the Capital Improvement Plan Request was annually submitted to the
510 Board of Governors for Public Education Capital Outlay (PECO) funding, and Capital
511 Improvement Trust Fund (CITF) projects. He stated the first request was for finishing
512 money for Academic Building 9 (AB9). He stated the next request was for the Health
513 Sciences Building; he commented sometimes it took four or five years to get the funds
514 for a building. He noted these two projects were PECO fund projects. He stated
515 regarding CITF projects, the Recreation Center was being finished, and the next
516 projects would include renovations for the Cohen Student Union and Phase II of the
517 Wellness Center. He indicated if the State decided to restart bonding the CITF, projects
518 would move more quickly, but if not, it could take a while to get these funds.

519

520 Trustee Fogg made a motion to approve the 2021-2022 Capital Improvement Plan
521 Request. Trustee Jacob Goldman seconded the motion. There was no public
522 comment, or Board discussion. The vote was 13-0 in favor of the motion.

523

524 **Fixed Capital Outlay Budget Quarterly Update (TAB #14)**

525 Mr. Magiera stated this was a new report this past fiscal year required by the Board of
526 Governors to update the Trustees quarterly on the construction of projects over
527 \$100,000 regardless of the funding source. He said in September there would be a new
528 BOG format for this report which was an improvement. He explained there were
529 challenges with this quarterly report as, unlike a budget which had fixed year end dates,
530 this was more of a living document as the projects went from one year to the next. He
531 noted in September the items shown as completed would drop off the report; the new
532 budget numbers being requested would be listed, and the number of projects would be
533 lower due to completed projects and due to FGCU not asking to begin any new projects
534 at this time. He said the only construction on campus currently was AB9, the
535 Entrepreneurship Building, Alico Arena renovations, and McTarnaghan Hall
536 renovations; all other projects were on hold.

537

538 Mr. Magiera reviewed the following projects: (1) AB9 was moving forward – fencing and
539 site preparation would be started next week, and utilities and footings would begin in
540 August with a completion date of November 2021 and (2) the Entrepreneurship Building
541 would break ground in August 2020 and would be open for fall 2021.

542

543 Trustee Jaye Semrod made a motion to approve the Fixed Capital Outlay Budget
544 Quarterly Update. Trustee Cors seconded the motion. There was no public comment,
545 or Board discussion. The vote was 13-0 in favor of the motion.

546

547

548

549 **Naming of School of Entrepreneurship as “Frank and Ellen Daveler and Sandra**
550 **Kauanui School of Entrepreneurship” (TAB #15)**

551 Ms. Green stated FGCU was very thankful a long-time donor to the School of
552 Entrepreneurship stepped up and donated \$2 million when FGCU was facing a \$2
553 million shortfall to achieve the final construction goal of \$10 million. She said in return
554 for this generous donation Mr. Daveler asked for the School of Entrepreneurship (not
555 the building) to be named after himself, his late wife and Director of The Institute for
556 Entrepreneurship Sandra Kauanui as a legacy for all three of them.

557
558 Trustee Cors asked if the donation was a pledge or if the donation had already been
559 received. Ms. Green responded the donation was a deferred gift.

560
561 Trustee S. Smith asked if this was consistent with what had been done in the past in
562 terms of naming and gift amounts. Ms. Green responded in the affirmative; there was a
563 stewardship office which kept track of how buildings and schools were named to ensure
564 consistency.

565
566 Trustee MacDonald made a motion to approve the naming of the School of
567 Entrepreneurship as “Frank and Ellen Daveler and Sandra Kauanui School of
568 Entrepreneurship.” Trustee Fogg seconded the motion. There was no public comment,
569 or further Board discussion. The vote was 13-0 in favor of the motion.

570

571

572 **Item 8: Audit and Compliance Committee (See Tab #16)**

573 Committee Chair Joseph Fogg stated there was one information item on the agenda.
574 He stated this item would have been presented live, but as this was a conference call,
575 Director of Equity, Ethics and Compliance, and Title IX Coordinator Precious Gunter
576 developed an online training substitute included in the agenda packet as Tab #16. He
577 asked Ms. Gunter to present the item.

578

579 **Florida Gulf Coast University Board of Trustees Ethics Training (TAB #16)**

580 Ms. Gunter stated that included in the agenda materials was the Compliance and Ethics
581 Training which was required of Trustees every two years based on the University
582 Compliance and Ethics Plan. She asked the Board to review all slides included, as well
583 as the embedded video. She noted after the training was completed, there was an
584 acknowledgement form for the Trustees to complete and submit to Ms. Evans by
585 August 1. She indicated she also would send out the acknowledgment form as a fillable
586 PDF form for the Board.

587

588 Trustee MacDonald asked if there was an acknowledgement form with electronic
589 signature capabilities. Ms. Gunter responded in the affirmative; the fillable PDF form
590 had electronic signature capabilities.

591

592 Committee Chair Fogg stated the ethics rules seemed to prohibit Trustees from
593 receiving complimentary tickets to sporting events, concerts, etc. He stated he felt the

594 Trustees were encouraged to participate in these events. He asked for President Martin
595 to comment.

596
597 President Martin agreed it was especially important for Trustees to participate with
598 campus activities, including sporting events, theater, and music events, as well as guest
599 lecturing and general involvement in the life of the institution. He stated he believed this
600 was a valuable contribution which was made at a very small cost to the University. He
601 stated Trustees should not be penalized for being fully involved.

602
603 Committee Chair Fogg stated in light of this, he proposed a Resolution: "Whereas the
604 FGCU Board of Trustees believes that it is in the best interest of the students, faculty,
605 and coaches of FGCU to have the Trustees of FGCU be a visible part of the University's
606 athletic games, concerts, theatrical performances and other student events, it is
607 therefore the policy of FGCU to make tickets to such events, if available, to members of
608 the Board of Trustees upon request and without charge, notwithstanding anything to the
609 contrary in the FGCU Compliance and Ethics Policy."

610
611 Chair Gable stated he believed this Resolution was required to be noticed as an agenda
612 action item for the next meeting. Ms. Leonard indicated the Resolution was required to
613 be submitted in writing for the next agenda to allow the Trustees time to reflect on the
614 item prior to a vote.

615
616 Committee Chair Fogg stated he would send the text of the Resolution to Ms. Evans to
617 be included in the next agenda.

618
619
620 **Item 9: Old Business**

621 There was no old business for discussion.

622
623
624 **Item 10: New Business**

625 There was no new business for discussion.

626
627
628 **Item 11: Closing Remarks, and Adjournment**

629 President Martin thanked Senior Vice President for Strategy and Program Innovation
630 Mike Rollo for his long service to FGCU and to Student Affairs across higher education.
631 He said Dr. Rollo officially retired on May 29, 2020, and that Dr. Rollo had served as an
632 important player on the FGCU campus for many years. He indicated no one he ever
633 had encountered cared more about students than Dr. Rollo. On behalf of the entire
634 FGCU campus, he thanked Dr. Rollo for his service, his collegiality, and his friendship.
635 He said that Assistant Vice President for Strategic Initiatives, Strategy and Program
636 Innovation Aysegul Timur would be moving into Dr. Rollo's role.

637
638 Chair Gable thanked President Martin for acknowledging Dr. Rollo's contributions.

639 He stated the next FGCU Board of Trustees meeting was scheduled for Tuesday,
640 September 15, 2020. He stated he was hopeful this meeting would be in person, and
641 that if so, all social distancing requirements for COVID-19 would be met. He thanked
642 the Trustees for their patience and presence at today's meeting.

643
644 Chair Gable adjourned the meeting at 10:42 a.m.

645
646
647
648
649
650

651 Minutes prepared by Transcription Experts, and reviewed by Tiffany Tramontozzi,
652 FGCU Assistant Director of Board Operations.

653
654
655
656

657 Agenda Items:

658 A. See Tabs #1-16

659 a. [https://www2.fgcu.edu/Trustees/AgendaFile/2020/06-09-
660 2020/FGCUBOTMTG_AGENDAPACKET_6-9-2020.pdf](https://www2.fgcu.edu/Trustees/AgendaFile/2020/06-09-2020/FGCUBOTMTG_AGENDAPACKET_6-9-2020.pdf)

661
662

663 Attachment:

664 A. Record of Votes

665
666
667

Record of Votes FGCU Board of Trustees DATE: 6/9/2020		Florida Gulf Coast University COVID-19 Fall 2020 Semester Plan for Board of Governors (Tab #2) 1- Morton 2- Montgomery	Consent Agenda (Tabs #3-4) 1- MacDonald 2- Cors	Regulation: FGCU-PR4.007 Administrative Withdrawal (Tab #6) 1- Cors 2- Fogg	President's Performance Evaluation for 2019-2020 (Tab #7) 1- K. Smith 2- Price	Carryforward Funds for Fiscal Year ended June 30, 2020 (Tab #10) 1- S. Smith 2- MacDonald	Regulation: FGCU-PR7.001 Tuition and Fees (Tab #11) 1- Cors 2- S. Smith	2020-2021 Operating Budget (Tab #12) 1- Montgomery 2- Coone	2021-2022 Capital Improvement Plan Request (Tab #13) 1- Fogg 2- Goldman	Fixed Capital Outlay Budget Quarterly Update (Tab #14) 1- Semrod 2- Cors	Naming of School of Entrepreneurship as "Frank and Ellen Daveler and Sandra Kauanui School of Entrepreneurship" (Tab #15) 1- MacDonald 2- Fogg
	TRUSTEES	Yes/No	Yes/No	Yes/No	Yes/No	Yes/No	Yes/No	Yes/No	Yes/No	Yes/No	Yes/No
1	Trustee Ashley Coone	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
2	Trustee Darleen Cors	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
3	Trustee Richard Eide	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
4	Trustee Joseph Fogg	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
5	Trustee Jacob Goldman	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
6	Trustee Jamie MacDonald	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
7	Trustee Leo Montgomery	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
8	Trustee Edward Morton	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
9	Trustee Kevin Price	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
10	Trustee Jaye Semrod	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
11	Trustee Kenneth Smith	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
12	Trustee Stephen Smith	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
13	Trustee Blake Gable	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes