Florida Gulf Coast University Board of Trustees
June 15, 2010

SUBJECT: Minutes of April 20, 2010 Meeting

PROPOSED BOARD ACTION

Approve minutes

BACKGROUND INFORMATION

The Florida Gulf Coast University Board of Trustees met on April 20, 2010. Minutes of the meeting were kept as statutorily required.

Supporting Documentation Included: Minutes of April 20, 2010 Meeting

Prepared by: Executive Assistant to the President Barbara Krell

Legal Review: N/A

Submitted by: President Wilson G. Bradshaw
MINUTES

FLORIDA GULF COAST UNIVERSITY BOARD OF TRUSTEES MEETING
Tuesday, April 20, 2010
8:30 a.m. – Student Union Ballroom

1. Call to Order, and Roll Call – Chair Scott Lutgert

   Chair Lutgert asked Ms. Evans to call the roll.

   Members Present: Brian Cobb, via conference call, Adam Corey, Lindsay Harrington, Ann Hamilton, Larry Hart, Scott Lutgert, Chuck Lindsey, Edward Morton, Robbie Roepstorff, Isaac Roman, Jerry Starkey, Doug St. Cerny, via conference call

   Steve McIntosh, Chair, Foundation Board of Directors

   Staff Present: Wilson G. Bradshaw, President
   Ron Toll, Provost and Vice President for Academic Affairs
   Joe Shepard, Vice President for Administrative Services and Finance
   Steve Magiera, Vice President for Advancement
   Mike Rollo, Vice President for Student Services
   Vee Leonard, General Counsel
   Susan Evans, Chief of Staff
   Barbara Krell
   Kathy Bottoms

   Guests: Dr. Peg Gray-Vickrey, Mr. Ken Kavanagh, Dr. Damon Williams

   Chair Lutgert reminded the audience that if any member of the public wishes to speak to an agenda item, please see Ms. Bottoms at the staff table to complete a speaking request card. He also reminded the Trustees that all votes will be conducted by a voice roll call.

   Chair Lutgert stated the Board will meet in two Executive Sessions this morning. As required by state law for an Executive Session on matters of litigation, at this time he called on General Counsel Vee Leonard. Ms. Leonard stated she seeks advice concerning matters of litigation, specifically the Bonnie Yegidis lawsuit. Chair Lutgert stated the FGCU Board of Trustees will meet from 8:35 a.m. until 9:20 a.m. in Room 213 of the Student Union to discuss Matters of Litigation. The estimated length of the Executive Session will be 45 minutes. The individuals who will be in attendance in the Executive Session are as follows: (1) the members of the FGCU Board of Trustees including Trustee Doug St. Cerny and Trustee Brian Cobb joining
by telephone; (2) President Wilson Bradshaw, (3) General Counsel Vee Leonard; (4) Outside Counsel Theresa Gallion of Fisher & Phillips, LLP; and (5) a court reporter from Fort Myers Court Reporting.

Chair Lutgert stated that at the conclusion of the Executive Session on Matters of Litigation, the Board will hold an Executive Session on Collective Bargaining from 9:25 a.m. to 10:10 a.m. It is also scheduled for 45 minutes. At this time, Chair Lutgert stated the regular meeting will be temporarily adjourned and the Trustees will move to Room 213.

2. Chair Lutgert reconvened the regular meeting at 10:50 a.m. He stated that before he introduces our two new Trustees, he has an appointment to announce. Chair Lutgert stated that since Trustee Whitcomb’s term on the Board has ended, we have a vacancy for the Chair of the Academic/Student/Faculty Affairs Committee. He stated he is naming Trustee Starkey to fill this position effective today.

Chair Lutgert welcomed new Trustees Ed Morton (returning member) and Adam Corey to the Board of Trustees. Each new Trustee provided remarks to the Board.

Chair Lutgert then asked that President Bradshaw provide his President’s Report to Trustees. President Bradshaw introduced the following individuals to provide reports to the Trustees:


5. Standing Report from FGCU Faculty Senate – Trustee Lindsey provided an update regarding faculty activities and accomplishments of the FGCU Faculty Senate.

6. Standing Report from FGCU Foundation Board of Directors – Chair Steve McIntosh. Dr. McIntosh reported on the fundraising accomplishments of the Foundation Board during the past year.

7. President’s Report – President Bradshaw stated that before he starts his report he would like to introduce Dr. Helen Mamarchev, our new University Ombuds, who was selected from a nationally competitive field of candidates. She fills the position left open with Dr. Charles McKinney’s retirement. He asked Dr. Mamarchev to stand and be recognized.
The President provided the following report regarding the Legislative Session:

We are closely monitoring the legislative session, and I have been in regular contact with our legislative delegation and members of House and Senate leadership regarding our legislative agenda. Our lobbyist, Jennifer Goen, has provided the following updates:

- Budget talks between the House and Senate in the Conference Committee process started yesterday. We are expecting further cuts in our operating budget. The House budget contains a cut of approximately 4% for the State University System – and the Senate budget cut is between 1% and 2%. These figures are preliminary at this point but signal more of the significant cuts we have been experiencing. At FGCU our State operating budget has been cut by 25% in the past few years.

- To help offset the continued budget cuts, the House and Senate budgets contain a base tuition increase of 8%, with a differential tuition increase of up to an additional 7%.

- The budget contains No funding for (1) the Courtelis Matching Program for facilities and (2) the Major Gifts Program.

- The House and Senate PECO budgets contain (1) $3 million for FGCU Utilities & Infrastructure, and (2) $12.5 million for our Academic 8 Health building.

- In the Senate, $5 million is slotted for FGCU’s IHUB research building. It will need to be included by the House, and we are diligently working this issue.

- The governance legislation designed to implement the recent agreement between the Board of Governors and the Florida Legislature is moving quickly toward passage in the House and Senate. Board of Governors member Charlie Edwards has asked to talk with the FGCU Board of Trustees about the governance legislation and regulations to be developed by the Board of Governors. He will attend the June Board meeting to discuss these.

President Bradshaw called upon Steering Committee Chair Dr. Peg Gray-Vickrey and Athletics Director, Ken Kavanagh, to provide an update to the Athletics NCAA Division I Certification Process.

- Athletics NCAA Division I Certification Update – Steering Committee Chair Peg Gray-Vickrey and Athletic Director, Ken Kavanagh
President Bradshaw provided the following report regarding the Campus Culture and Climate Survey Results:

During the past year the University community has been actively engaged in the development and implementation of a Campus Culture & Climate Survey with representative faculty and staff leading the effort.

Our consultant, Dr. Damon Williams, is here today to present a brief summary of the Survey’s findings. Dr. Williams and I have had the opportunity to discuss the findings, and I wanted you also to hear from him.

Before I call on Dr. Williams, let me thank the Survey Steering Committee co-chairs Dr. Charles McKinney and Dr. Amanda Evans – and the members of the Committee: Dr. Elizabeth Elliott, Dr. Kathy Hale, J. Webb Horton, Dr. Hudson Rogers, Tim Shannon, Dr. Paul Snyder, Dr. Halcyon St. Hill, Sherry Voss and Michele Yovanovich. Their input into development of the survey instrument and their diligence in encouraging survey response are key factors in our outstanding participation rate of more than 50% of our faculty and staff.

I’ve asked Dr. Williams to spend 15 minutes discussing the Survey findings and we will have a few minutes afterwards for any questions you may have.

Dr. Williams is the Vice Provost and Chief Officer for Diversity and Climate at the University of Wisconsin-Madison. He is regarded across the nation as a dynamic and innovative thinker and researcher in the areas of diversity and inclusion management, with a specific focus on college and university environments. Dr. Williams, thank you for being here today.

Campus Culture & Climate Survey Results – Consultant Damon Williams, University of Wisconsin-Madison, and Center for Strategic Diversity Leadership and Change

President Bradshaw thanked Dr. Williams for his report. He also thanked Dr. McKinney and Dr. Evans and stated that we have just started on the road to improvement at FGCU.

8. Consent Agenda – Chair Scott Lutgert
   - Minutes of January 19, 2010 (Addendum A)
   - Meeting Dates for 2010-2011 (Addendum B)
   - Resolution of Appreciation to Trustee Michael Villalobos (Addendum C)
   - Resolution of Appreciation to Trustee Jaynie Whitcomb (Addendum D)
Motion was made by Trustee Hart to approve the Consent Agenda. Motion was seconded by Trustee Harrington. Motion carried unanimously.

9. Academic/Student/Faculty Affairs Committee Meeting – Chair Jerry Starkey
Chair Starkey asked Dr. Toll to present his agenda item regarding an update on the University’s Strategic Plan. Dr. Toll provided an update to Trustees.

Action Items: Dr. Toll provided information regarding the first action item:

- New Degree Program: M.S. in Mathematics – Provost Toll (Addendum E) - Motion was made by Trustee Harrington to approve the New Degree Program: M.S. in Mathematics. Motion was seconded by Trustee Hart. Motion carried unanimously.
- Ms. Leonard introduced Delegation of Authority Regarding Internal Procedures of Student Government (Addendum F) - Motion was made by Trustee Hart to approve the Delegation of Authority Regarding Internal Procedures of Student Government. Motion was seconded by Trustee Reopstorff. Motion carried unanimously.
- Dr. Rollo presented the next item: Regulation: FGCU-PR4.005 Student Activities Eligibility (Addendum G) – Motion was made by Trustee Roman to approve FGCU-PR4.005 Student Activities with changes to page 3, section 2., paragraph a., second line, strike the text “at least three credit hours” and replace with: “enrolled in a credit bearing course.” Directly below that in section 2 paragraph b., 2nd line, strike the text, “at least three credit hours” and replace with: “enrolled in a credit bearing course.” Motion was seconded by Trustee Lutgert. Motion carried unanimously.
- Dr. Rollo presented the item: Committee to Review and Evaluate the Student Judicial System (Addendum H) – Motion was made by Trustee Hart to approve the Committee to Review and Evaluate the Student Judicial System. Motion was seconded by Trustee Hamilton. Motion carried unanimously.

10. Finance & Administration Committee Meeting – Chair Scott Lutgert for Committee Chair Doug St. Cerny

Chair Lutgert introduced Dr. Shepard who provided the following information item:

- Finance/Budget Update (Addendum I)

Dr. Shepard introduced the following Action Items:

- FGCU Financial Audit for Fiscal Year Ended June 30, 2009 (Addendum J) – Motion was made by Trustee Hart to approve FGCU Financial Audit for Fiscal Year Ended June 30, 2009. Motion was seconded by Trustee Harrington. Motion carried unanimously.
- Regulation: FGCU-PR8.005 Parking – General (Addendum K) – Motion was made by Trustee Starkey to approve FGCU-PR8.005
Parking – General. Motion was seconded by Trustee Hamilton. Motion carried unanimously.

- Regulation: FGCU-PR8.004 Decal and Permit Fees (Addendum L) – Motion was made by Trustee Morton to approve the FGCU-PR8.004 Decal and Permit Fees. Motion was seconded by Trustee Starkey. Trustee Lindsey stated he would support this regulation unenthusiastically and asked that we revisit this in a more flexible manner. Chair Lutgert stated this action is unfortunately necessary due to the decrease in state support. Motion carried unanimously.

- Regulation: FGCU-PR2.001 Undergraduate Admissions (Addendum M) – Motion was made by Trustee Harrington to approve FGCU-PR2.001 Undergraduate Admissions. Motion was seconded by Trustee Starkey. Motion carried unanimously.

- Phase X Housing Bonds (Addendum N) – Motion was made by Trustee Morton to approve Phase X Housing Bonds. Motion was seconded by Trustee Hamilton. Motion carried unanimously.

- Revised 2010-2011 Fixed Capital Outlay Budget Request (Addendum O) - Motion was made by Trustee Hart to approve Revised 2010-2011 Fixed Capital Outlay Budget Request. Motion was seconded by Trustee Starkey. Motion carried unanimously.

- Revised 2007 Educational Plant Survey (Addendum P) – Motion was made by Trustee Corey to approve the Revised 2007 Educational Plant Survey. Motion was seconded by Trustee Roepstorff. Motion carried unanimously.

11. Audit Committee – Chair Scott Lutgert

Dr. Shepard gave the Audit Committee report in the absence of Ms. Slade:

- Purchasing Card Internal Audit (Addendum Q) – Motion was made by Trustee Hamilton to approve the Purchasing Card Internal Audit. Motion was seconded by Trustee Roepstorff. Motion carried unanimously.

- Orientation Fees and Family Weekend Internal Audit (Addendum R) – Motion was made by Trustee Corey to approve the Orientation Fees and Family Weekend Internal Audit. Motion was seconded by Trustee Starkey. Motion carried unanimously.

12. Old Business – Chair Scott Lutgert

There was no old business to come before the Board.

13. New Business – Chair Scott Lutgert

Chair Lutgert stated President Bradshaw’s contract calls for two types of performance reviews. One called “a formal review” and the other “a less formal
review.” The formal review is called for in President Bradshaw’s third year of employment which he currently is in. Chair Lutgert stated that we asked the American Association of the State Colleges and Universities, AASCU, for recommendations of consultants who do this type of performance review. The president of AASCU provided three recommendations. President Bradshaw spoke with each one by telephone. This was followed by a conference call Ms. Evans and Chair Lutgert held with each of the three.

Chair Lutgert stated he was pleased today to recommend Dr. John Moore to conduct the formal review. Dr. Moore is President Emeritus of Indiana State University and served as President of California State University - Stanislaus. He is highly regarded across the country for his presidential consulting work and serves as President of Penson Associates. Chair Lutgert stated he was impressed with not only his experience and qualifications but also his approach to presidential reviews. Chair Lutgert stated Dr. Moore looks at this process as an opportunity to advance the University through the work of the president as we all work together to advance FGCU. Chair Lutgert stated that Ms. Evans is distributing a copy of Dr. Moore’s resume.

Chair Lutgert stated that the second recommendation he is making today is to postpone President Bradshaw’s performance review by this Board from the June meeting to our September Board meeting. He stated this will allow the consultant enough time to conduct a comprehensive review, and we will use the results as part of this Board’s formal evaluation of the president. He summarized his recommendations as follows: 1.) we engage the services of Dr. John Moore to conduct the performance review as outlined in the president’s contract, and 2.) we postpone this Board’s formal evaluation of the president to the September 21 meeting. He stated the consultant would attend our September 21 meeting and make a report, and then the Board will conduct President Bradshaw’s annual evaluation. He stated any adjustments would be made retroactive to the July 1 fiscal year start. A motion was made by Trustee Harrington to approve the Chair’s two recommendations as stated. Motion was seconded by Trustee Lindsey. Ms. Evans stated that Dr. Moore does reside in Venice and will be available to travel to Ft. Myers when needed. Motion carried unanimously.

14. Chair’s Closing Remarks, & Meeting Adjournment – Chair Scott Lutgert

Chair Lutgert reminded Board members that the next meeting is June 15, 2010. The meeting adjourned at 12:30 p.m.
Addendums:

A. Minutes of January 19, 2010
B. Meeting Dates for 2010-2011
C. Resolution of Appreciation to Trustee Michael Villalobos
D. Resolution of Appreciation to Trustee Jaynie Whitcomb
E. New Degree Program: M.S. in Mathematics
F. Delegation of authority Regarding Internal Procedures Of Student Government
G. Regulation: FGCU-PR4.005 Student Activities Eligibility
H. Committee to Review and Evaluate the Student Judicial System
I. Finance/Budget Update
J. FGCU Financial Audit for Year Ended June 30, 2009
K. Regulation: FGCU-PR8.005 Parking – General
L. Regulation: FGCU-PR8.004 Decal and Permit Fees
M. Regulation: FGCU-PR2.001 Undergraduate Admissions
N. Phase X Housing Bonds
O. Revised 2010-2011 Fixed Capital Outlay Budget Request
P. Revised 2007 Educational Plan Survey
Q. Purchasing Card Internal Audit
R. Orientation Fees and Family Weekend Internal Audit