

**Florida Agricultural and Mechanical University
Board of Trustees**



**SUMMARY MEETING MINUTES
August 6, 2015
8:00 A.M.**

CALL TO ORDER AND WELCOME

Rufus Montgomery, Chairman

Chairman Montgomery called the meeting to order. Attorney Barge-Miles called the roll. A quorum was established.

ELECTION OF OFFICERS

Trustee Spurgeon McWilliams

Chair Montgomery turned the gavel over to Trustee Spurgeon McWilliams to run the election. Trustee Alston nominated Trustee Montgomery for the position of chair. It was seconded by Trustee Woody. Trustee Boyce moved to close the nominations. It was seconded by Trustee Moore. Through a roll-call vote, Trustee Montgomery was unanimously elected to serve a two-year term as chair of the Board of Trustees.

Trustee McWilliams turned the gavel over to Chair Montgomery for the election of the vice chair of the Board of Trustees. Trustee McWilliams nominated Trustee Lawson for vice chair of the Board and Trustee Shannon nominated Trustee Kimberly Moore. Trustee Woody moved to close the nominations. It was seconded by Trustee Shannon. The election was conducted through a roll-call vote:

Alston	Lawson
Boyce	Lawson
Grable	Lawson
Graham	Lawson
Lawson	Lawson
McWilliams	Lawson
Montgomery	Lawson
Moore	Lawson
Shannon	Moore
White	Lawson
Woody	Lawson

The vote: Lawson – 10 Moore – 1
Trustee Lawson was elected as vice chair of the Board of Trustees.

CLOSED SESSION

Mr. Avery McKnight, Vice President for Legal Affairs

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Attorney McKnight provided instructions for the Board to move into its closed session for litigation. Trustee Lawson moved that the Board move into its closed session. It was seconded by Trustee Moore and the motion carried.

OPEN SESSION

Chairman Montgomery

The Board meeting reconvened at the conclusion of the closed session. Trustee Lawson moved to direct litigation counsel in the Champion case to proceed forward as discussed in the closed session. It was seconded by Trustee Alston and the motion carried.

Trustee Lawson offered a motion to approve the agreement with Gray Robinson for professional lobbying services in relation to the Champion claims bill and to authorize the Board Chair to execute the agreement on behalf of the Board of Trustees. It was seconded by Trustee Woody and the motion carried.

PUBLIC COMMENTS:

Chairman Montgomery recognized the following individuals for public comments:

Stephen Smith

Joshua Plummer

Tatiana Franklin

Dr. Maurice Holder

PRESIDENT'S REPORT

Dr. Elmira Mangum, President

Chair Montgomery recognized President Mangum for her report. She started her report by congratulating Chair Montgomery and Vice Chair Lawson on their election and indicated that she looked forward to working with them over the next months and years. She then stated that FAMU had been named by Forbes Magazine as one of America's Top Colleges and one of the best colleges in the Southeast. Trustee Torey Alston was recognized by Legacy Magazine on its list of 40 Under 40 Black Leaders of South Florida for Today and Tomorrow.

President Mangum also shared that the University reached a tentative agreement with the faculty union regarding collective bargaining.

SPECIAL COMMITTEE ON PRESIDENTIAL EVALUATION

Trustee Moore was recognized to update the Board on the activities of the Special Committee on Presidential Evaluation. She indicated that the Committee recommended approval of the 2014-2015 evaluation of President Elmira Mangum. Trustee Woody moved approval of the evaluation. It was seconded by Trustee Alston and the motion carried.

Next, Trustee Moore indicated that the Committee recommended approval of the 2015-2016 goals and objectives for President Mangum, with the requirement that she provide to the Board

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a monthly report regarding her progress on achieving the goals. Trustee Lawson moved approval. It was seconded by Trustee Woody. Trustee Lawson accepted a friendly amendment from Trustee Grable and moved that the Board ask or require a monthly evaluation that details the highlighted objectives or the goals that are listed and provided to the entire board on a monthly basis.¹ The amended motion was seconded by Trustee Grable and the motion carried.

Chair Montgomery asked Trustee Moore to take the lead in carrying-out the will of the Board. Vice Chair Lawson moved that the Board re-look at the objectives in the evaluation at the November meeting, led by the current evaluation committee and chaired by Trustee Moore, with incorporation of all of the input and updates from the President, as well as the verbal update from the President, for clarity around anything where there may be a question. The motion was seconded by Trustee Grable and the motion carried.

STANDING COMMITTEE REPORTS

Chairman Montgomery recognized the committee chairs to present their respective reports.

Academic Affairs

Trustee Bettye Grable, Chair

Trustee Grable indicated that the Academic Affairs Committee met on July 21, 2015. She then provided an update on four (4) informational items:

- Progress on revisions to the University's Work Plan;
- Low productivity programs;
- Enrollment plan; and
- Academic Affairs' reorganization and alignment.

There was also a brief discussion regarding the legislative budget request for the Sustainability Institute.

Audit and Compliance

Trustee Alston, Vice Chair

Trustee Alston stated that the Audit Committee met on July 21, 2015 and recommended approval of the risk assessment, matrix, and risk themes. The Committee also discussed:

- Follow-up report for the grade change process;
- Report re: the review of band eligibility and travel;
- Proposed BOG regulation pertaining to the implementation of a comprehensive compliance and ethics program;

¹ Prior to restating the motion, Trustee Lawson stated the following: "We would ask for and require the monthly update with very specific details around the items here that are highlighted, as a way of monitoring an ongoing progress coming out of the evaluation. Am I accurate?" Trustee Grable stated "That's acceptable". (*Emphasis added*). Trustee Lawson then restated the motion as noted in the minutes above.

Transcript pages 35-36.

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- NCAA investigation; and
- External audits by the Auditor General.

Budget and Finance

Trustee Kelvin Lawson, Chair

Trustee Lawson stated that the Committee recommended that the Board defer voting on the legislative budget request until the University Advancement and DSO budgets are available. He stated that the Committee heard a request to provide a revised three-year budget plan for intercollegiate athletics. Next, Trustee Lawson asked that the approval of Coach Wood's employment contract be moved to the consent agenda.

Direct Support Organizations

Trustee Shannon, Chair

Trustee Shannon indicated that the DSO Committee had several information items and provided updates on the following:

- University Advancement and Trustee goals;
- Fundraising; and
- Alumni Affairs.

Facilities Planning

Trustee Spurgeon McWilliams, Chair

Trustee McWilliams updated the Board on the following:

- Renaming of the Crestview sign to "Senator Durell Peaden FAMU Educational Center"; and
- Discussion of a conceptual plan to convert the women's pentaplex into a mixed-use P3 development.

Trustee-Student Affairs

Trustee Tonnette Graham, Chair

Trustee Graham provided an update regarding the Student Affairs Committee. She indicated that the Committee heard updates regarding the following:

- Enrollment management
- Commencement
- Financial Aid
- LGBTQA
- Anti-Hazing
- Athletics

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The Student Affairs Committee recommended approval of amendments to Regulation 2.0.30 and the student government documents and ratifications for notice and adoption after the expiration of the 30-day notice period, provided there are no public comments, and in accordance of the Florida Board of Governors Regulation Department procedures.

Special Committee on Governance

Trustee Torey Alston, Chair

Trustee Alston reported that the Special Committee on Governance had four (4) action items.

- Recommendation for approval of dual reporting for the General Counsel.
- Recommendation that the President and the Chair work jointly to restructure the reporting role of the General Counsel. (Consent Agenda)
- Approval of the University' Equity Report. (Consent Agenda)
- Recommendation to hire a public relations firm. (Consent Agenda)

ACTION ITEMS

- a. University 2015-2016 Work Plan – Trustee Woody moved approval of the University's Work Plan. After further discussion, this item was tabled.
- b. Ratification of the tentative agreement with the United Faculty of Florida – Trustee Grable moved that, pending ratification by the United Faculty of Florida, the FAMU Board of Trustees approve the tentative agreement dated July 31, 2015. It was seconded by Trustee Alston and the motion carried.

(Note: The University agreed to form a committee to create an evaluation that would be used University-wide. The University agreed to a 1.5 percent across-the-board increase to all faculty retroactive to August, 2014. Should the Board ratify this agreement and should United Faculty of Florida do so, every faculty member who was employed as of August, 2014, would receive a one-time \$250 bonus. These wage increases exclude faculty from pharmacy, engineering, and law, because of the different processes by which they have received funding. The University agreed to reward those individuals who have worked for the University for 10 continuous years and attained the rank of full professor, with a one percent one-time bonus, for their continued service to the University. The University also maintained its ability to provide administrative discretionary increases.)

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- a. Legal Counsel dual reporting – Trustee Alston moved that the Board amend its operating procedures to reflect that the Vice-President for Legal Affairs, as the chief legal officer, reports to the chair of the Board and to the chair of the Governance Committee, and reports both functionally and administratively, to the President. It was seconded by Trustee Woody and the motion carried. Trustees Shannon and White voted against the motion.²
- b. Trustee Alston moved that, based on the structure adopted regarding the reporting role of the chief legal officer, the authority and direction be given to the chair and President Mangum to work together in establishing functions and tasks that are specific to the new structure for vetting by the full board. It was seconded by Trustee Lawson and the motion carried.

CONSENT AGENDA

Chair Montgomery asked Trustees to indicate any items they wanted to be added or removed from the consent agenda. Trustee Lawson moved approval of the consent agenda. It was seconded by Trustee Moore and the motion carried.

Board of Trustees (BT)

BT1 Minutes – June 10, 2015

Academic Affairs Committee (AA)

AA1 Revised Work Plan

Audit and Compliance Committee (AC)

AC Approval of Risk Assessment and Audit Plan

Budget and Finance Committee (BF)

BF1 FY 2015-2016 University Operating Budget

BF2 Approval of Coach Wood's Contract

Special Committee on Governance (SCG)

SCG1 University Equity Report

SCG2 Approval to hire Public Relations Firm

² Page 83 of the transcript provides “The change as on the document that we have in front of us is a change to our operating procedures. So the operating procedures, currently there's language that currently exists that the Vice-President of Audit reports both to the president and the Board Chair, and also the Chair of the Audit Committee. So what we did, in taking the recommendations from yesterday, is to insert Chief Legal Officer in that same language.”

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Student Affairs Committee (SA)

SA1 Revisions to Regulation 2.030

SA2 SGA Constitutional Amendment re: Ratification

UPDATES

The Board heard updates regarding the Faculty Senate, the Student Government Association, Communications and Governmental Relations, Athletics, Alumni Affairs and University Advancement and Research.

Chair Montgomery moved to the Trustees Open Forum. The Board heard from Trustees Alston, Graham, McWilliams, and Shannon.

With no further business, the meeting adjourned.

(Note: The full transcript for the meeting is posted on the Board's website.)