

APPROVED

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**THE FLORIDA INTERNATIONAL UNIVERSITY
BOARD OF TRUSTEES**



FLORIDA INTERNATIONAL UNIVERSITY
Miami's public research university

MINUTES

TUESDAY, 2 SEPTEMBER 2003

9:00 A.M.

BOARD MEETING

FLORIDA INTERNATIONAL UNIVERSITY

UNIVERSITY PARK CAMPUS

GRAHAM CENTER BALLROOMS

MIAMI, FLORIDA

I. CALL TO ORDER

Chairman Henriques convened the meeting of The Florida International University Board of Trustees at 9:00 a.m., on September 2, 2003, at Florida International University, University Park Campus, Miami, Florida.

The following attendance was recorded:

PRESENT:

Rafael A. Calderón
Albert E. Dotson, Sr.
Marcel Escoffier
Adolfo Henriques
Miriam Lopez
Modesto A. Maidique
David R. Parker
Sergio Pino
Claudia Puig
Rosa Sugrañes
Clayton Solomon
Herbert A. Wertheim

EXCUSED:

Betsy S. Atkins
Patricia Frost

Mayra Beers
Erica Martinez took a silent roll.

II. APPROVAL OF MINUTES

Chairman Henriques requested the minutes from the May 19, 2003 Board meeting be approved as submitted.

A recommendation was made to approve the May 19, 2003 minutes of the Board of Trustees as submitted. The motion was MSC.

Chairman Henriques also requested the minutes of the July 2, 2003 Board meeting be approved as submitted.

A recommendation was made to approve the July 2, 2003 minutes of the Board of Trustees as submitted. The motion was MSC.

III. CHAIRMAN'S REMARKS

Chairman Henriques welcomed the Faculty Senate Chair, Marcel Escoffier, to his first Board meeting. He reported Trustees Frost and Atkins offered apologies for not attending the meeting.

Trustee Henriques reported the Board of Governors was moving into full action. He noted Howard Rock would address the Trustees later in the meeting. He added this Board would work closely with the Board of Governors to ensure support of FIU's distinctive mission and to ensure full funding. He added the BOT was waiting on the Board of Governors' review of two Ph.D. programs (Biomedical Engineering and Nursing) so they may be implemented. Trustee Henriques reported the Executive Committee of the Board of Governors would meet on September 17, 2003 at FIU and encouraged Trustees to attend.

Chairman Henriques thanked Trustees Dotson, Sugrañes, Escoffier, and Solomon for attending the State Board of Education meeting held at FIU on August 18-19, 2003 and representing the Board.

Trustee Henriques reported the University welcomed more than 10,000 new students earlier that week, including freshmen, transfer, and graduate students, following a summer full of new student and parent orientations. Chairman Henriques noted the first football game would be September 6, 2003 at Indiana State University.

IV. REQUESTS TO ADDRESS THE BOARD

Board of Governor's Report

Howard Rock addressed the Board on his observations following his participation in the Board of Governors' meetings during the summer. Please see Appendix A for his comments.

V. UNIVERSITY REPORT

President Maidique reported this year's Freshman Convocation was the biggest and best ever. He highlighted the FIU tradition of passing the Torch of Knowledge. He commented on several alumni and their post-graduation success in the job market. The President reported Mercedes Viana is now Director of Specialty Media at the White House; Mike Lowell is currently the third base man for the Florida Marlins; Johanna Rodriguez received a full graduate scholarship to Yale.

President Maidique announced the appointment of Bruce Dunlap as the Dean of Arts and Sciences.

The President introduced the new interactive Health Initiatives Website, which allows access to University resources and programs in the health field.

President Maidique gave the federal report and noted the contract with the Army Environmental Program was approximately \$5.6 million. He added the HCET year-end federal total was more than \$17 million.

The President reported the groundbreaking of several new projects on campus including the Graham Center, Health and Wellness Center expansions, and Parking Garages 3 and 4.

President Maidique announced the Florida Board of Governors' Executive Committee would meet September 17, 2003. He also announced October 3, 2003 would be the date of the Faculty Convocation at FIU. The President noted the first home game would be against Bethune Cookman on September 20, 2003 and October 25, 2003 would be FIU's Homecoming Game. He invited all Trustees to join him for these events.

President Maidique concluded his report.

VI. Committee Reports and Items for Review

FINANCE AND AUDIT COMMITTEE

1. Committee Report

Committee Chair Rosa Sagrañes gave an update on the additional Fee Waiver allocation authorized by the Board at the July 2, 2003 Board meeting as part of the Tuition increase. She reported, the Board decision to increase the University's fee waiver authority budget for 2003-04 from \$5 million to \$6.5 million, was to offset tuition increases at the graduate level as well attract and keep high-caliber students for those programs.

2. 2003-04 Budget Allocation Update

Trustee Sagrañes presented the update on the 2003-04 Budget Allocation as approved at the May 19, 2003 Board meeting. The total was adjusted to include changes in the E & G Allocations by the Legislature. In May of 2003, \$255,369.774 was proposed for 2003-2004 E & G Allocations. An adjusted total of \$251,382.200 was approved by the Legislature.

3. Application Fee and Admissions Deposit

Chair Sagrañes reviewed this two-part motion. She reported the current student application fee is \$20. The University recommended an increase to \$25 for all applicants except those of the Law School. Law School Dean, Leonard Strickman, noted the Law School fee remained unchanged because Law School materials were published before the recommendation was made for the increase. He added, in order to avoid the costs of re-printing, it was recommended Law School students pay a \$20 fee this year; however, a fee increase will be recommended for the 2003-2004 academic year.

Trustee Sagrañes stated there is currently no admissions deposit fee. Trustee Sagrañes reported the University recommended an admissions deposit of \$200 to indicate intent to attend. She noted the fee would be forfeited in the case where a student decides not to attend. Trustee Sagrañes added the fee would be credited toward tuition if a student does attend FIU and waived for those with demonstrated financial hardship. Vice President of Undergraduate Studies, Dr. Rosa Jones, supported the University's recommendation for an admissions deposit and noted the deposit would provide the University with a realistic number of students who plan on attending.

A recommendation was made to approve both the application fee changes and the inception of an admissions deposit. The recommendation was MSC.

4. 2003-2004 Challenge Grant Appropriation

Trustee Sagrañes reported the 2002-2003 Legislature appropriations totaled approximately \$3.9 million for FIU Challenge Grant funding. She added the University was given the authority to use the money toward any waiting projects. Trustee Sagrañes requested the approval of the University's priorities for the allocation as presented.

A recommendation was made to approve the University's priorities for the 2003-2004 Challenge Grant Appropriation. The recommendation was MSC.

5. Five Year PECO Request Priorities

Trustee Sagrañes reported the University is requesting \$190 million from the Division of Colleges and Universities for infrastructure and ten major buildings as its five-year PECO projection. She recommended the Board approve the University's priorities as presented.

A recommendation was made to approve the University Five Year PECO Request Priorities. The recommendation was MSC.

6. 2004-2005 Legislative Budget Request

Trustee Sagrañes presented the University's Legislative Budget request for 2004-2005. She reported the University requested \$82 million for enrollment, and \$60 million for Major Gift Matching. She added, even though the University requested \$25 million to meet the State's priorities, only \$3.5 million is being recommended for FIU.

Trustee Sagrañes also presented the enrollment and funding scenarios as projected by the Board of Governors. She recommended Board approval of the University's 2004-2005 Legislative Budget Request as submitted.

A recommendation was made to approve the 2004-2005 Legislative Budget Request as requested. The recommendation was MSC.

7. Florida Lambda Rail Project

Trustee Sagrañes explained the proposal for linking FIU to a statewide and nation-wide technological system for research known as the Lambda Rail project. John McGowan, Vice President of Information and Technology and CIO, noted linking FIU with the Lambda Rail, would make the University more competitive for future grants and research.

Trustee Sagrañes noted the line items 1 and 2 designations amends the University budget approved on May 19, 2003. She reported line item 1 would designate a total sum of \$148,148 directly to the "Florida Lambda Rail Project" initiative to be derived from the FY 2002/03 Educational and General (E&G) Carryforward Funds. Trustee Sagrañes continued and reported line item 2 would designate a total sum of \$445, 259 directly to the "Florida Lambda Rail Project" initiative to be derived from FY 2003/04 Educational and General (E&G) Funds. She noted each line item is a specific part and not an add-on to the approved E&G budget.

Trustee Sagrañes reported the item requested an approval of each allocation in the 2003-2004 FY budget for the University's participation in the Lambda Rail project.

A recommendation was made to approve each allocation (Line Items 1 and 2) in the 2003-2004 FY budget for the University's participation in the Lambda Rail project. The recommendation was MSC.

Trustee Sagrañes concluded the Committee report.

ADMINISTRATION AND COMPENSATION COMMITTEE

8. Committee Report

Trustee Dotson reported the Committee had not met, since the last Board meeting on May 19, 2003; however, the University President's annual evaluation process proceeded throughout the summer. He noted the Committee would meet on September 15, 2003 to finalize their report to the Board. He added a full report would be presented at the November 17, 2003 meeting.

Trustee Dotson concluded the Committee report.

GOVERNMENTAL AFFAIRS COMMITTEE

9. Committee Report

Trustee Lopez gave an update on the numerous legislative actions that occurred throughout the summer.

She reported the July BOT conference call resulted in the difficult decision to raise student tuition to the maximum allowed by the Florida Legislature in the 2003-2004 budget. She added, Chairman Henriques sent letters to the members of the Miami-Dade Legislative Delegation, as well as Governor Bush, expressing the Board's reasoning for raising tuition and its reticence to do so. She noted the reason for an increase was the continued lack of full funding of universities by the Legislature.

Trustee Lopez reported the letters began FIU's segment of the statewide "Quality and Access" public information campaign. She explained the purpose of the campaign is to inform the public, and the state's elected officials of the importance of supporting and properly funding public universities. She noted the Q & A campaign would add to the success of the State University President's Association fly-around in May of 2003 and increase awareness for the budget shortfalls that face FIU, as well as other universities.

She noted there are several areas of interest to FIU being addressed by the Committee, including the five year Enrollment Plan-Public Universities, K-20 Performance-based Funding Task Force, K-20 Educational Facilities Task Force, 2004-05 Legislative Budget Request, and the University State related contracts.

Trustee Lopez commended University staff in its leadership in ensuring a record year of success in Washington, D.C., with the U.S. House of Representatives already earmarking \$14 million for FIU projects. She added Representative Ileana Ros-Lehtinen is requesting an earmark of \$1.2 million for State-of-the-art equipment for a nursing lab in FIU's new Health Life Sciences building.

Trustee Lopez concluded the Committee report.

TRANSITION/ ACADEMIC POLICY AND STUDENT AFFAIRS COMMITTEE

10. Committee Report

Trustee Parker reported the Committee discussed dropping “Transition” from the Committee’s title, as most transition items were now complete. He requested the name change be made official.

Trustee Parker noted a good start in expected enrollment in all the new approved degree programs for the University.

He reported the State’s SUS Accountability Task Force was appointed and should have University Accountability indicators in place by December 2003.

Trustee Parker reported on the proposed five-year contract between FIU and the State of Florida. It permits the State to continue to provide services and set performance standards in exchange for providing universities with greater flexibility in other matters such as tuition. Universities currently participating in this contract include University of Florida and Florida State University. It was recommended by Speaker of the House of Representatives, Johnnie Byrd, the University of Central Florida and the University of South Florida are added to this CEPRI study.

He noted the PeopleSoft Implementation was on budget and schedule, as the Administrative module “went-live” on July 14, 2003. Trustee Parker reported the Student Admissions module is due to “go-live” in Fall 2004 and the Financials module in Summer 2004.

Trustee Parker concluded his report by informing the Board the Committee began discussions on a Health and Medical Education Initiative for FIU. He stated the Committee would bring a report to the Board at the November meeting.

11. Honorary Degree Recipients

Trustee Parker requested the approval of four candidates nominated to receive honorary degrees. The nominees were Bernard Tschumi, Steven L. Wolfe, Francis Halle, and Kip Thorne.

A recommendation was made to approve each of the four nominated honorary degree recipients. The recommendation was MSC.

12. Signing Authority

Trustee Parker reported the University General Counsel, Christina Mendoza, reviewed the applicable law for BOT signing authority and recommended a procedure to facilitate transaction of university business in a timely manner as instructed by Chairman Henriques. The policy states “the authority of the President, pursuant to the statute, includes the authority to enter into all contracts on behalf of FIU’s Board of Trustees which are necessary to effectuate all programs and actions

approved by the Board of Trustees in its approval of the yearly budget.” He added the Finance and Academic Policy and Student Affairs Committees reviewed the motion and recommended approval.

A recommendation was made for Board approval of the Presidential Signing Authority. The recommendation was MSC.

Chairman Parker concluded the Committee report.

VII. Other Business

The President requested to deliver closing remarks. President Maidique shared his goals for the University to become a leading learning, and cultural center that would move from a “management” to a “systems” institution in the future. He requested several University Vice Presidents report on some of the most important initiatives in their areas. Vice President of Information and Technology, John McGowan, presented plans for expanding research and internal processes through technology. Vice President of Advancement, Howard Lipman, reviewed plans for the upcoming capital campaign.

VIII. ADJOURNMENT

With no other business raised, the Chairman requested a motion to adjourn the meeting.

A recommendation was made to adjourn the meeting of the FIU Board of Trustees on September 2, 2003 at 10:40 am. The recommendation was MSC.

There were no trustee requests.

emm
09/05/03

Appendix A:
Howard Rock Address to the Board
(as submitted)

I have attended all meetings from the first one in 2002 beginning disorganized, decentralized, scripted, no discussion now a sea change Chair resigned, new Chair Carolyn Roberts brought her family to first meeting, great passion in board, organized it into eight working Committees including Accountability, Facilities, Finance and Strategic Policy and Planning as well as an Executive Committee of all the chairs that will meet here in two weeks to discuss its mission as a board and the missions of each university Amendment Eleven reads in part "The Board shall operate regulate and control and be fully responsible for the management of the while university system, design the distinctive mission of each constituent university, ensuring the well planned coordination and operation of the system and avoiding wasteful duplication of facilities or programs." This is a very powerful constitutional mandate.

At the meeting of July 23rd four committees met and the Board after which the Board had a content filled three-hour meeting with considerable dialogue and exchange. The members now are clearly interested in carrying out their mandate.

The following areas appear to be particularly in play:

1. Accountability under Stephen Uhlfelder appears dedicated to implementing specific measures; this could mean returning to requiring the CLAST test of all students, to other measures; 10% of the university's budget will be based on accountability\performance begriming next year. I am on that committee and determined to use whatever influence I have to make sure there is to FCAT for the universities for universities are not like K-12. But this is a very active committee. It has another meeting next week and will likely bring an action report to the September 24th meeting.
2. The Academic Policy Committee chaired by John Daisburg, a local figure. He put on an elaborate presentation using the BOE Genl. counsel to state that the Board had the ability to set major policy and stated that there were important times, such as mandating different schools different missions, when top down decisions had to be made, as much as he respects the importance of bottom up decisions.
3. The Finance Committee under Gerri Moll from Naples is intent on understanding the university budget and will deal with tuition and varying outlays.

It turns out that when we approved the university budget recommendation in August, hidden behind these figures were serous policy decisions that did not favor FIU, but indeed limited its growth\the in such areas as graduate enrollment. Since we were not shown these figures before we voted I protested vigorously as a member of the Bog and I know a most of our administration did as well, and the Chancellor wrote me that these were just provisional and indeed our figures are now being used. But we were also told that the BOG would be making missions decisions and then the budget would reflect these decisions.

So what about the BOG: It can cause harm to FIU and the whole system if it goes the wrong way in accountability, if it gets interested in faculty teaching loads and attempts to treated us like a community college.

2. It can cause harm to FIU and a number of other schools who have already achieved major research standing with vigorous programs if it somehow attempts to limit them.

It can do good however, if it:

1. Carefully screens new PhD programs
2. Puts forward standards for the selection of university presidents, that are based on academic rather than political standards, though I see no sign of this at the present
3. Orchestrate a careful legislative effort that brings in the resources of both the DOE and the members of the BOG who are people of considerable standing, as well as of each university, their lobbyists and their BOTS.
4. Acts in general as an advocate for the importance of the various universities
5. Helps get the matching funds the universities are owed.
6. Asks for needed hikes in in-state tuition from the legislature, or if it is willing, it has the authority to implement them itself. We need to be higher than 48th in the nation. We need to be at least somewhere near the national average. This will benefit everyone, and none more than the students.
7. Appoints the right people to the individual BOTs. It has the power to appoint half of the local boards if it seeks out the right people, truly acting independently of any political lobbying group, it can do a great deal of good.

This board is going to be very important. I am only on it though next July. We are very fortunate to have a faculty member on it and I hope that the faculty members are willing to stick their necks out when they need to do so. These meetings are covered by reporters from throughout the state (except Miami) and have a great deal of impact potentially.