

APPROVED

7 March 2005



**THE FLORIDA INTERNATIONAL BOARD OF TRUSTEES
BOARD MEETING**

MINUTES

MONDAY, 22 November 2004

University Park Ballrooms

FLORIDA INTERNATIONAL UNIVERSITY

MIAMI, FLORIDA

I. CALL TO ORDER

Chairman Adolfo Henriques convened the meeting of The Florida International University Board of Trustees at 9:05 a.m., on 22 November 2004 at University Park, Graham Center Ballrooms, Miami, Florida.

The following attendance was recorded:

PRESENT:

Adolfo Henriques
Albert Dotson, Sr.
Patricia Frost
Bruce Hauptli
Miriam López
David R. Parker

Sergio Pino
Claudia Puig
Jorge Rosario
Rosa Sugrañes
Herbert Wertheim
Modesto Maidique

EXCUSED:

Betsy Atkins

Attendance was recorded by Casandra Roache.

II. CHAIRMAN'S REMARKS:

Chairman Henriques welcomed all Trustees, Foundation Directors, and University faculty and staff. He welcomed newly-appointed Vice President for Enrollment Management, Corinne Webb.

Chairman Henriques held a moment of silence for students Robert Smiddy, Michael Felsburg, Janelle Bertot, and Tony Perez who passed away during the Fall semester.

Chairman Henriques announced that the Costa Foundation would donate \$500K to the FIU College of Law. He also announced the School of Journalism and Mass Communication

kicked off its Hearst Distinguished Lecture series on October 27, with Carl Bernstein as the guest lecturer and the Honors College lecture series hosted Dr. Paul Sandberg, who conducts brain repair research. He noted the lectures were well attended by students and the community at large.

III. REQUESTS TO ADDRESS THE BOARD:

- Dr. Alan Gummerson, President, United Faculty of Florida

Dr. Gummerson addressed the Board on behalf of the United Faculty of Florida, FIU Chapter. He voiced the UFF's concerns regarding collective bargaining.

Chairman Henriques assured Dr. Gummerson and all University faculty of the Board's unequivocal commitment to academic freedom, to tenure, and to fostering excellence at FIU.

Chairman Henriques recognized Trustee Bruce Hauptli, Chair of the Faculty Senate. Trustee Hauptli reported on "concerns expressed to him by a diverse group of faculty members and others in the university community . . . regarding the administration and leadership of the university." He then presented the following motion for Board consideration:

That the Chair quickly appoint a committee of Trustees (consisting of at least the Executive Committee) to inquire into the nature and seriousness of the current [faculty] complaints. This Committee should endeavor to make recommendations to the President and the Board which it believes might resolve any concerns uncovered.

The motion died for lack of a second.

Trustee Sugañes stated that the Executive Committee already serves the purpose raised by Trustee Hauptli. The Chairman further assured Trustee Hauptli that the Board would continue its careful deliberation on the issues he raised.

- President's Remarks

Chairman Henriques requested that President Maidique report on some recent happenings at FIU. President Maidique reported that FIU's Landon Undergraduate School of Business was recently named as the number one school for international business in Florida. He noted that the FIU Foundation and Academic Affairs had set aside \$250,000 for faculty research awards for this fiscal year. He announced that the Ph.D. in Public Health was approved 6-2 by the Board of Governors. He also reported on the progress of PantherSoft and of the HCET federal audit.

IV. ITEMS FOR BOARD CONSIDERATION:

1. Consent Agenda:

Chairman Henriques reported that there was an amendment to one of the Resolutions forming part of the Consent Agenda. He noted that the Resolution for section "G" on the President's Annual Evaluation should read as follows:

WHEREAS, the Florida International University Board of Trustees has been statutorily charged with annually evaluating the University President; and

WHEREAS, the Florida International University Board of Trustees conducted the performance evaluation of President Modesto A. Maidique for the 2003-2004 fiscal year during August 2004; and

WHEREAS, the Board must submit the evaluation to the Florida Board of Governors for review;

THEREFORE, BE IT RESOLVED, that the Florida International University Board of Trustees affirms the excellent performance of President Modesto A. Maidique in his leadership of Florida International University during fiscal year 2003-2004;

BE IT FURTHER RESOLVED, that the Board authorizes John McGowan, Vice President for Human Resources, to submit the evaluation of the president to the Florida Board of Governors;

BE IT FURTHER RESOLVED, that the Vice President for Human Resources takes all actions necessary to give effect to this Resolution.

The amendment to Item “g” of the Consent Agenda was moved and seconded. With that amendment noted, the Chairman asked for comments on any items included in the Consent Agenda. Hearing none, the Board adopted the following Resolution:

RESOLVED, that the following matters included in the Consent Agenda are hereby approved:

- a. Minutes, 13 September 2004 (Exhibit “A”),
- b. Honorary Degree Recipient (Exhibit “B”),
- c. Tenure as Condition of Employment (Exhibit “C”),
- d. Educational Plant Survey, 2001 (Exhibit “D”),
- e. Signature Authority
- f. Financing Equipment Purchase
- g. Evaluation of the University President, 2003-2004 (amended)

FURTHER RESOLVED that Exhibits “A,” “B,” “C,” and “D” are attached to this Resolution and made part of the minutes for this meeting.

2. Operating Procedures:

Academic Policy and Student Affairs Committee Chair, David Parker, introduced the proposed amendments to the Operating Procedures. He noted the substantive changes to the document, including expansion of the Finance and Audit Committee Charter and revised Conflict of Interest Policy. He also added that there was a further clarification of the

language describing Telephone Conference Call meetings which was not included in the agenda and to read as follows:

LANGUAGE HERE - I WAS DOING SOMETHING FOR THE PRESIDENT AND DID NOT GET THE GIST OF WHAT ADOLFO SAID HE WANTED – ALTHOUGH HE SAID HE DIDN'T LIKE WHAT HE PROPOSED EITHER.

The amendment was moved and seconded. With no further discussion, the Board adopted the following Resolution:

RESOLVED that the Florida International University Board of Trustees adopt the amendments to the Board's Operating Procedures, attached to this Resolution as Exhibit "E."

3. *State Legislative Priorities*

Governmental Relations Committee Chair Miriam López presented the proposed state legislative priorities for FIU for 2005 as follow: Enrollment Growth, Parity Funding /Faculty Salaries, Fixed Capital Outlay Projects, Major Gifts Matching Program, and Tuition flexibility for local Boards of Trustees, Enhancement Funds, and BOG approval of the FIU School of Medicine.

After discussion, the Board adopted the following Resolution:

RESOLVED that the Florida International University Board of Trustees adopt the State Legislative Priorities for 2005 as outlined and attached to this Resolution as Exhibit "F."

V. Committee Status Reports

Chairman Henriques requested that each Committee Chair present a status report on the ongoing work of the Committee.

Academic Policy and Student Affairs Committee Chair David Parker, Finance and Audit Committee Chair Rosa Sugrañes, and Governmental Relations Committee Chair Miriam López reported on items heard by their respective Committees. Administration and Compensation Committee Chair Albert Dotson did not present a report as that Committee did not meet.

VI. OTHER BUSINESS:

President Maidique invited Trustees to several upcoming FIU events including the the Pharmed Arena Dedication, to tour the newly renovated Graham Center and to the Fall 2004 Commencement Ceremonies.

VII. ADJOURNMENT:

Since there was no other business to come before the Board, the meeting of the Florida International University Board of Trustees was adjourned on Monday, 22 November 2004, at 11:05 a.m.

CLR/clr

11.23.04

Adolfo Henriques
Chairman
FIU Board of Trustees

Modesto A. Maidique
Corporate Secretary
FIU Board of Trustees

Attachments: Exhibits "A", "B", "C", "D," E," & "F."