

Approved  
13 June 2006

**THE FLORIDA INTERNATIONAL UNIVERSITY  
BOARD OF TRUSTEES**



**BOARD MEETING  
MINUTES  
8 MAY 2006**

**I. Call to Order**

Chairman David Parker convened the meeting of The Florida International University Board of Trustees at 8:05 a.m., on Monday, 8 May 2006, via conference call.

The following attendance was recorded:

***Present:***

David Parker  
Betsy Atkins  
Albert Dotson, Sr.  
Armando Guerra  
Bruce Hauptli  
Kirk Landon

Alfonso Leon  
Miriam Lopez  
Sergio Pino  
Claudia Puig  
Herbert Wertheim  
Modesto Maidique

***Excused:***

Patricia Frost  
Rosa Sugrañes

**II. Chairman's Remarks:**

Chairman Parker welcomed all Trustees, University faculty, and staff. He thanked all Trustees for making themselves available for the meeting.

Chairman Parker welcomed new Student Trustee Alfonso Leon, Student Government Association President for University Park Campus, who took office on May 1, 2006.

Chairman Parker reported on the five commencement ceremonies and the sixth one, the School of Law Commencement, which will be held on Sunday, 21 May 2006 at 2:00 pm in the Pharm Ed arena. He encouraged everyone to attend. Chairman Parker congratulated President Maidique on conferring the 100,000<sup>th</sup> degree of his tenure at FIU.

Chairman Parker congratulated FIU students who recently won national competitions.

### **III. Items for Board Consideration:**

#### **A. Action Items**

##### **1. Ratification of Collective Bargaining Agreement between the Florida International University Board of Trustees and the Service Employees International (SEIU) Union Local 1991, 2005-2008**

Chairman Parker presented the Collective Bargaining Agreement between the Florida International University Board of Trustees and the Service Employees International (SEIU) Union Local 1991, 2005-2008 and reported that the Florida International University Collective Bargaining Executive Committee met on Wednesday, 3 May 2006 and recommends the ratification of the collective bargaining agreement.

Without further discussion, the Board adopted the following Resolution:

WHEREAS, the Board of Trustees (“BOT”) is the public employer of all employees of the University and is obligated to engage in collective bargaining with employees who are represented by a union;

WHEREAS, certain employees of the University are part of a bargaining unit represented by the Service Employees International Union Local 1991– FIU Chapter (“SEIU”);

WHEREAS, representatives of the BOT and the SEIU have engaged in collective bargaining and have reached agreement on the terms of the 2005-08 BOT-SEIU Collective Bargaining Agreement (“Agreement”) (Attached as Exhibit A);

WHEREAS, the bargaining unit employees represented by SEIU voted unanimously in favor of ratification of the Agreement on April 12, 2006;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees hereby ratifies the Collective Bargaining Agreement attached hereto as Exhibit A;

BE IT FURTHER RESOLVED, that the University Administration take all actions necessary to give effect to this Resolution.

##### **2. Adoption of Personnel Policies for the SEIU Bargaining Unit Employees**

Chairman Parker presented the Personnel Policies for the SEIU Bargaining Unit Employees. Without further discussion, the Board adopted the following Resolution:

WHEREAS, the Board of Trustees (“BOT”) is the public employer of all employees of the University and is charged with establishing the personnel program for all University employees;

WHEREAS, the University and the Service Employees International Union Local 1991 (“SEIU”) – FIU Chapter, through the collective bargaining process have bargained Personnel Policies (“Policies”) governing those employees who are within the bargaining unit represented by the SEIU;

NOW, THEREFORE BE IT RESOLVED, that the Board of Trustees adopts the Policies attached hereto as Exhibit B

BE IT FURTHER RESOLVED, that the Policies attached hereto as Exhibit B shall be effective immediately and shall remain in effect for a period co-extensive with the duration of the 2005-2008 BOT-SEIU Collective Bargaining Agreement;

BE IT FURTHER RESOLVED, that the University Administration take all actions necessary to give effect to this Resolution.

### **3. Florida International University Foundation Inc. Bylaws as Amended and Restated on the 6<sup>th</sup> day of April 2006**

Chairman Parker presented The Florida International University Foundation Inc. Bylaws as Amended and Restated on the 6<sup>th</sup> day of April 2006. He noted that the Florida Administrative Code provided that any amendments to the Articles of Incorporation or Bylaws of the Foundation be submitted to the Board of Trustees for approval.

Without further discussion, the Board adopted the following Resolution:

WHEREAS, pursuant to F.A.C. 6C8-6.100 (2) (c), the Florida International University Board of Trustees (“BOT”) must approve any amendments to the FIU Foundation, Inc. Bylaws before their becoming effective;

AND WHEREAS, the Florida International University Foundation, Inc.'s Board of Directors (“BOD”) has approved the attached amendments (Attached as Exhibit C);

THEREFORE BE IT RESOLVED, that the BOT hereby approves the attached Amended Foundation Bylaws and authorizes the Executive Director of the Foundation to take all actions necessary pertaining to these Amended Bylaws.

### **4a. Depository of University Funds**

Chairman Parker presented two (2) Resolutions addressing a potential award for the USAID Administration of Justice program administered by FIU in Colombia. He added that the Resolutions provided for the depositing of funds and check signing authority at Banco Unión Colombiano in Bogota, Colombia for the principals named in the document.

Without further discussion, the Board adopted the following Resolution:

WHEREAS, Florida International University (the “University”) has applied for a USAID grant to improve the administration of justice in Colombia; and

WHEREAS, as a condition of receiving the grant the University is required to maintain a bank account in Colombia; and

WHEREAS, the Board of Trustees (“BOT”) must designate the depositories at which University funds may be deposited; and

WHEREAS, Banco Unión Colombiano, a foreign bank, is the bank used by USAID in Colombia and has been recommended to the University by USAID and the United States Embassy in Colombia.

NOW, THEREFORE, BE IT RESOLVED, that the following banking institution is hereby designated as a depository of University funds:

Banco Unión Colombiano  
Bogota, Colombia

BE IT FURTHER RESOLVED, that the University President and the Chief Financial Officer, or their respective designees, acting together, are hereby authorized and directed to take all actions necessary to open or close bank accounts at the designated depository.

BE IT FURTHER RESOLVED that should the University not be the recipient of the USAID grant, any bank accounts maintained by the University at Banco Unión Colombiano shall be immediately closed.

#### **4b. Authorization to Sign Checks**

Without further discussion, the Board adopted the following Resolution:

WHEREAS, the Board of Trustees (“BOT”) has approved depositories at banking institutions at which University funds may be deposited; and

WHEREAS, the University pays its legal obligations from said depositories; and

WHEREAS, the Board (“BOT”) must state with particularity the legal name and title of University employees who are authorized to sign checks to pay the legal obligations of the University.

BE IT RESOLVED THAT, the following officers and employees of the University are authorized to sign checks for the purpose of paying legal obligations of the University

from accounts held at Banco Unión Colombiano, Bogota Colombia, as long as the expenditures are authorized by the terms of the USAID grant, all applicable University policies, and all Federal laws and regulations applicable to the USAID grant:

- Alexander Zyne, University Treasurer
- Luis Salas, Director, Center for the Administration of Justice
- Victor Uribe, Chair of History department and Director of FIU's Colombia Office

## **B. Reports**

### **1. President's Report**

President Maidique reported on the landmark 16-1 vote from the Florida Board of Governors, authorizing the creation of an FIU School of Medicine, which was followed by a unanimous vote of the House and Senate to approve establishment of the schools in HB 1237. He also recognized the efforts of Chancellor Rosenberg and Provost Berkman as critical in this initiative.

President Maidique announced that this was one of the best, if not the best, outcomes the University ever had in the Legislature. He reported that among the approved legislative bills \$3M was provided for the Life Sciences Initiative, with \$1.4M as a recurring amount. He added that a 3% salary increase package from Administered Funds was provided to all State employees across the board. He also reported that the Legislature also provided \$45M in PECO funds; with an additional \$7M for PECO cost overruns.

Chairman Parker congratulated the entire Governmental Relations team on its hard work and dedication.

Trustee Hauptli commended President Maidique on his leadership.

### **2. Academic Policy and Student Affairs Report**

Provost Berkman announced that the University faced the task of completing a significant number of senior position searches. He added that these included the search for a Dean of Arts & Sciences and a Vice President for Sponsored Research. He reported that Dr. Judith Blucker has accepted the position of Interim Dean of the College of Education.

Provost Berkman also reported on the proposed change in class scheduling patterns discussed at the Faculty Senate. He added that this proposal would significantly increase classroom utilization.

### **3. Business and Finance Report**

CFO and Senior Vice President of Human Resources Vivian Sanchez reported on the actions of the University Investment Committee noting that contracts have been executed with six Investment Managers selected by the Committee for various funds.

#### **4. Administration and Athletics Report**

Vice President of Administration Marcos Perez reported on the University's women's tennis team, which earned its second-consecutive Sun Belt Conference championship. He also recognized University senior linebacker Keyonvis Bouie and defensive end Antwan Barnes who were among candidates on the initial Watch List for the 37<sup>th</sup> Annual Rotary Lombardi Award. He also noted that the FIU Athletic Association would be holding its first meeting on 1 May 2006.

VP Perez announced that the University was working to achieve FEMA recognition as a disaster-resistant university.

#### **IV. Requests to Address the Board:**

*There were no requests to address the Board.*

#### **V. Other Business:**

President Maidique discussed the next steps for the University's School of Medicine, noting staffing would be a top issue.

Chairman Parker reminded everyone that the next Board of Trustees Full Board meeting would be held on Tuesday, 13 June 2006.

#### **V. 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 Tuesday, 21 March 2006, at 9:48 a.m.

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David Parker  
*Chairman*  
*FIU Board of Trustees*

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Modesto A. Maidique  
*Corporate Secretary*  
*FIU Board of Trustees*

*Attachments: Exhibits "A" & "B"*

*MEB/mb*  
5.22.06